

CONTENTS

I. EXECUTIVE ORDERS

EWE 85-69—Grants private activity bond allocations	1123
EWE 85-70—Grants private activity bond allocations	1123
EWE 85-71—Grants private activity bond allocations	1124
EWE 85-72—Grants private activity bond allocations	1124
EWE 85-73—Grants private activity bond allocations	1125
EWE 85-74—Grants private activity bond allocations	1126
EWE 85-75—Grants private activity bond allocations	1126
EWE 85-76—Grants private activity bond allocations	1127
EWE 85-77—Grants private activity bond allocations	1127
EWE 85-78—Implement employee assistance program	1128
EWE 85-79—Grants private activity bond allocations	1128
EWE 85-80—Amends EWE 85-66, Governor’s Task Force on Natural Gas	1129
EWE 85-81—Grants private activity bond allocations	1129
EWE 85-82—Amends EWE 85-77, Private activity bond allocations	1129
EWE 85-83—Amends EWE 85-64, EWE 85-75, EWE 85-77, Private activity bond allocations	1130
EWE 85-84—Grants private activity bond allocations	1130
EWE 85-85—Designates Public Safety and Corrections to acquire and finance additional correctional facilities	1130
EWE 85-86—Amends EWE 85-76, EWE 85-81, EWE 85-84, Private activity bond allocations	1131
EWE 85-87—Grants private activity bond allocations	1131

II. EMERGENCY RULES

Commerce Department:	
Athletic Commission—Professional wrestling	1132
Health and Human Resources Department:	
Office of Family Security—Long term care and community based services	1132
Office of Prevention and Recovery from Alcohol and Drug Abuse—Eligible service providers	1132
Natural Resources Department:	
Office of Conservation—Statewide Order Number 29-B	1133
Public Safety and Corrections Department:	
Office of State Police—Bingo pull tab	1134
Wildlife and Fisheries Department:	
Wildlife and Fisheries Commission—All Terrain Vehicle (ATV) use	1136
Oyster harvesting at Bay Gardene Oyster Seed Reservation and Bay Crabe	1137

III. RULES

Culture, Recreation and Tourism Department:	
Office of Cultural Development—Division of the Acts—State Arts Grants Guidelines	1137
Education Department:	
Board of Elementary and Secondary Education—Ancillary Certificate validity period	1137
New vo-tech schools	1137
Vo-tech field trips and off-campus training activities	1137
Vo-tech reduction in force policy	1138
Vo-tech student grievance procedure	1138
Environmental Quality Department:	
Office of Solid and Hazardous Waste—Hazardous waste amendments	1139
Underground storage tank regulations	1139
Governor’s Office:	
Commission on Law Enforcement and Administration of Criminal Justice—Utilization of federal grant funds	1141
Health and Human Resources Department:	
Board for Hearing Aid Dealers—Bylaws	1142
Board of Examiners for Nursing Home Administrators—Amends Rules 11, 18 and 19	1144
Board of Examiners for Sanitarians—Bylaws and regulations	1144
Office of Family Security—AFDC and RCA Programs—monthly reporting	1146
Food Stamp Program—Monthly reporting in food stamps	1146
MAP - Delete prior authorizations for surgical procedures	1147
MAP - Outpatient surgeries	1147
Pharmacy Program - LMAC, addition of drugs	1149
Support Enforcement Program - Collections notice	1151
Support Enforcement Program - Release of payment history to consumer reporting agencies	1151
Support Enforcement Program - Spousal support	1152
Support Enforcement Program - State tax refunds	1152
Office of Management and Finance—Division of Policy, Planning and Evaluation - Section 1122 -	
Definitions; expenditures	1152
Section 1122 - Evidence of obligation/expiration of approval	1153
Section 1122 - Reenrollment, recertification and relicensure	1153
Office of Preventive and Public Health Services—Central Registry of Congenital Anomalies	
and Spinal Cord Dysfunctions	1155
Commodity Supplemental Food Program - Uniform procedure for fair hearings	1155
Declaratory orders and rulings	1156
Drinking Water Program	1156

This public document was published at a total cost of \$8,105.06. 1,475 copies of this public document were published in this monthly printing at a cost of \$3,333.86. The total cost of all printings of this document including reprints is \$8,105.06. This document was published by Moran Colorgraphic, 5425 Florida Blvd., Baton Rouge, LA 70806, as a service to the state agencies in keeping them cognizant of the new rules and regulations under the authority of R.S. 49:950-970. This material was printed in accordance with standards for printing by state agencies established pursuant to R.S. 43:31. Printing of this material was purchased in accordance with the provisions of Title 43 of the Louisiana Revised Statutes.

Fluoridation Program	1157
Food and Drug Control Unit - Product registration, fees, penalties	1161
Handicapped Children's Services	1162
High Blood Pressure Control Program	1166
Home Care Services Program	1167
Maternal and Child Health Services	1167
Plans review	1173
Supplemental Security Income/Disabled Children's Program	1173
Tuberculosis Control Program	1174
Vaccine preventable diseases	1174
Veneral Disease Control Program	1174
Vital Records Registry - Marriage records	1175
Vital Records Registry - Program guidelines	1175
Vital Records Registry - Proofs	1176
Water Quality Program	1177
Office of the Secretary—Block Grants	1177
Natural Resources Department:	
Office of Forestry—Charges for forest management services	1178
Indian Creek Recreation Area fees	1178
Timber stumpage values	1178
Office of the Secretary—Fisherman's Gear Compensation Fund fee notice	1178
Public Safety and Corrections Department:	
Office of Motor Vehicles—Vehicle emission inspection program	1178
Revenue and Taxation Department:	
Sales Tax Section—Reporting format for local sales and use tax	1179
Tax Commission—Timber stumpage values	1178
Transportation and Development Department:	
Board of Registration for Professional Engineers and Land Surveyors—Bylaws	1179
IV. NOTICES OF INTENT	
Commerce Department:	
Auctioneers Licensing Board—Act 780	1183
Board of Certified Public Accountants—LAC 11-9 amendments	1184
Polygraph Board—Polygraphist procedures	1185
Culture, Recreation and Tourism Department:	
Office of State Museums—Accessions/Deaccessions/Loan policy	1186
Admission fees	1187
Office of State Parks—Amendments	1188
Fee changes	1188
Repromulgates existing rules	1190
Education Department:	
Board of Elementary and Secondary Education—Bulletin 996 - Delete Standard 6.2.2	1190
High School Credits (transcripts) processing procedure	1190
Environmental Quality Department:	
Office of Air Quality and Nuclear Energy - Air Quality Division - Reportability of asbestos generated by demolitions/renovations	1191
Governor's Office:	
Division of Administration—Fee schedule for copies of public records	1192
Property Assistance Agency - Identification, inventoring and disposition of state property	1193
Health and Human Resources Department:	
Board of Examiners for Nursing Home Administrators - Education requirements	1193
Office of Family Security—AFDC Program - Work referral policy in non-WIN parishes	1193
Food Stamp Program - Voluntary Quit	1194
Support Enforcement Program - IV-D - application fee	1194
Support Enforcement Program - IV-D IRS full service application fees	1195
Natural Resources Department:	
Office of Conservation—Carbon dioxide pipelines	1196
Office of the Secretary—Coastal Management Division - Reconsideration/coastal zone management petition	1196
Public Safety and Corrections Department:	
Office of State Fire Marshal—Plans and specifications for a new building	1197
Office of State Police—Criminal records unit - Screening applicants	1198
Training and Education Section - User fees	1198
Transportation and Development Department:	
Office of Highways—Mobile home moving permits	1199
Office of Systems Management—Flight Operations Manual	1199
V. COMMITTEE REPORTS	
Environmental Quality Department:	
Office of Solid and Hazardous Waste—Hazardous Waste Amendments	1202
Underground storage tank regulations	1202
Natural Resources Department:	
Office of Forestry—Indian Creek Recreation Area fees	1202
Office of the Secretary—Fishermen's Gear Compensation Fund fee notice	1202
Wildlife and Fisheries Commission—Commercial fishing season in Lake Bruin	1202
VI. POTPOURRI	
Health and Human Resources Department:	
Office of Family Security—MAP - Neonatal/pediatric ICU, burn and transplant unit services	1203
Natural Resources Department:	
Fishermen's Gear Compensation Fund - Claims	1203
Office of Conservation—Injection and Mining Division - Docket Number UIC 86-4	1203
VII. ERRATA	
Health and Human Resources Department:	
Office of Family Security—Outpatient surgeries	1203

Executive Orders

EXECUTIVE ORDER EWE 85 - 69

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 103 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$ 1,000,000	La. Public Facilities Authority Revenue Bonds	The Loupe, Johnston & Lea Partnership Project
\$ 300,000	Industrial Revenue Bonds	Kingston Mini-Storage Project
\$ 8,250,000	Industrial Development Parish of Caddo	
\$ 2,126,000	La. Public Facilities Authority Revenue Bonds	Physicians & Surgeons Medical Complex
\$ 5,200,000	La. Public Facilities Authority Revenue Bonds	The Imaging Center, Inc.
\$ 11,500,000	Parish of Beauregard Pollution Control Revenue Bonds	Boise Southern Co. Project
\$ 960,000	Industrial Dist. No. 3 West Baton Rouge Parish Adjustable Tender Pollution Control Revenue Bonds	The Dow Chemical Company Project
\$ 960,000	La. Public Facilities Authority Revenue Bonds	West Side Limited Partnership

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day ex-

tension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 70

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 103 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$16,000,000	Polution Control Bonds	BASF Wyandotte Corporation
\$ 1,550,000	Ascension Parish La. Public Facilities Authority Revenue Bonds	Baton Rouge Physicians Real Estate Associates
\$ 1,700,000	La. Public Facilities Authority Revenue Bonds	Physicians Diagnostic Associates of Baton Rouge
\$ 4,600,000	Industrial Development Board, Parish of St. Tammany	Mr. Fred H. Goodson

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 71

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 103 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$1,200,000	Industrial Development Board, Ouachita Parish	H Investments Project
\$3,000,000	La. Public Facilities Authority Revenue Bonds	Fayard-Theriot Joint Venture
\$3,750,000	La. Public Facilities Authority Revenue Bonds	Kingwood Forest Shopping Center

\$3,500,000	La. Public Facilities Authority Revenue Bonds	Centrum Office Plaza
\$ 455,000	La. Public Facilities Authority Revenue Bonds	J. P. Swearingen, Jr. and David D. Bryan
\$ 750,000	La. Public Facilities Authority Revenue Bonds	Hammett & Hammett
\$2,000,000	La. Public Facilities Authority Revenue Bonds	Ochsner Clinic Project
\$3,000,000	Industrial Development Board, City of DeRidder	Ampacet Corporation

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 72

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 103 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$1,631,000	La. Public Facilities Authority Revenue Bonds	Medical Clinic Properties Co.
\$9,800,000	La. Public Facilities Authority Revenue Bonds	Holiday Bossier Limited Partnership
\$9,800,000	La. Public Facilities Authority Revenue Bonds	Holiday Caddo Limited Partnership

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 73

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 103 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated

October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$ 3,500,000	La. Public Facilities Authority Revenue Bonds	ZAT Partnership
\$ 9,000,000	La. Public Facilities Authority Revenue Bonds	Glenwood Mall Partnership
\$ 600,000	La. Public Facilities Authority Revenue Bonds	The Georgia Partnership
\$ 3,800,000	La. Public Facilities Authority Revenue Bonds	Louisiana Plastics, Inc.
\$ 3,000,000	La. Public Facilities Authority Revenue Bonds	Dupuy Storage & Forwarding Corporation Project
\$ 500,000	La. Public Facilities Authority Revenue Bonds	Sartor, Ferguson & Lolley Project
\$ 1,000,000	La. Public Facilities Authority Revenue Bonds	Theus Grisham Partnership
\$ 1,080,000	La. Public Facilities Authority Revenue Bonds	The Women's Clinic Project
\$ 300,000	La. Public Facilities Authority Revenue Bonds	Norris, Johnson, Placke & Foley Partnership
\$44,225,000	La. Public Facilities Authority Revenue Bonds	CIBA-GEIGY Corporation Project

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of

Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 74

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 104 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$ 600,000	La. Public Facilities Authority Revenue Bonds	Bricksome Place Partnership
\$ 400,000	La. Public Facilities Authority Revenue Bonds	North Gate Partnership No. 1
\$3,100,000	Calcasieu Parish Public Trust Authority	Huber Oil of La., Inc.
\$2,250,000	Ind. Dev. Board of Parish of Caddo	4300 Youree Drive Partnership

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

EXECUTIVE ORDER EWE 85 - 75

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 104 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$ 400,000	La. Public Facilities Authority Revenue Bonds	Essen, Anselmo Partnership
\$3,750,000	La. Public Facilities Authority Revenue Bonds	Dugas, Sturlese & Zuschlag Partnership
\$4,000,000	Industrial Development Board, City of New Orleans	Chicory Building Partnership

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby

were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 76

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 104 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$ 792,000	Industrial Development Board, Parish of Bossier	Video Display Corporation
\$9,000,000	La. Public Facilities Authority Revenue Bonds	Baton Rouge Business Centre
\$6,000,000	La. Public Facilities Authority Revenue Bonds	Gulf International Seafood Partnership

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Inter-

nal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 77

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 104 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, pursuant to Section 5.9 of the above described executive order, the governor of the State of Louisiana desires to grant increased and/or additional allocations in excess of \$20,000,000 for the hereinafter described bonds and corresponding projects which satisfy important state or local needs;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$10,494,051	Pollution Control Revenue Bonds, West Feliciana Parish	Cajun Electric Cooperative, Inc.
\$39,000,000	Pollution Control Revenue Bonds, West Feliciana Parish	Gulf States Utilities Co. Project
\$28,400,000	Pollution Control Revenue Bonds, West Feliciana Parish	Gulf States Utilities Co. Project
\$26,000,000	La. Offshore Terminal Authority Deepwater Port Revenue Bonds	LOOP, Inc. Project
\$20,000,000	La. Public Facilities Authority Revenue Bonds	Hilton Airport Inn Project

SECTION 2: The allocations granted hereunder are to be

used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 14th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 78

WHEREAS, the economy of the State of Louisiana is vitally dependent upon the health, stability, and performance of its manpower resources; and

WHEREAS, in 1984 the Legislature of Louisiana established the Office of Prevention and Recovery from Alcohol and Drug Abuse (O.P.R.A.D.A.) in the Department of Health and Human Resources and mandated this office to develop an employee assistance program on alcohol and drug abuse for state employees; and

WHEREAS, substance abuse and addiction, along with mental illness and other personal and health problems, are recognized as treatable illnesses; and

WHEREAS, an analysis of substance abuse and other personal and health problems shows that they affect an estimated 7,000 state employees and cost state government an estimated \$11,000,000 annually in lost production and other related costs, as well as lowering the quality of the lives of these citizens; and

WHEREAS, it has been demonstrated both nationally and in Louisiana that substantial benefits accrue to the employer, the employee, and his or her family when needed assistance is readily available for coping with such problems at an early stage through employee assistance programs designed to foster early identification and referral to appropriate treatment programs or facilities;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: Implementation of the employee assistance program mandated by R.S. 36:258(J)(1)(d) shall begin immediately in every department, independent agency and statutory commission in accordance with the Policy, Procedures and Training guidelines adopted by the O.P.R.A.D.A.

SECTION 2: Each department shall support the implementation of the employee assistance program by cooperating fully with O.P.R.A.D.A. in:

1. Establishing a system for early identification, referral and follow-up of employees whose work performance is impaired by substance abuse.

2. Designating a capable staff member to be trained as the employee assistance program coordinator to train supervisors in his agency in the use of the employee assistance program.

3. Establishing an appropriate timetable for training supervisors at all levels in the effective use of the employee assistance program.

4. Establishing a reporting system which protects the identity of employees for purposes of program assessment and adjustment.

5. Creating and maintaining awareness of the employee assistance program among their employees.

SECTION 3: The personnel of the employee assistance program in O.P.R.A.D.A. are hereby designated as the single state contact group for the administration of the state employee assistance program.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the great seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this 19th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 79

WHEREAS, Executive Order Number EWE 84-32, dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana do hereby order and direct as follows:

SECTION 1: Executive Order Number EWE 85-53 issued on September 13, 1985, is hereby amended to delete the allocation from the ceiling for the issuance of bonds by the Louisiana Public Facilities Authority for the East Jefferson Medical Office Building Limited Partnership project.

SECTION 2: The bond issue described below is hereby granted an allocation from the ceiling as set forth below:

AMOUNT OF ALLOCATION	NAME OF ISSUER	NAME OF PROJECT
\$8,300,000	Louisiana Public Facilities Authorities Industrial Revenue Bonds	East Jefferson Medical Office Bldg. Limited Partnership

SECTION 3: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 19th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 80

Section 2 of Executive Order Number EWE 85-66, creating the Governor's Task Force on Natural Gas, is hereby amended to increase the number of industry representatives from eight to ten.

Section 4 of said order is hereby amended to read as follows:

SECTION 4: No member of the task force shall receive a per diem, reimbursement of expenses, or other compensation for his services on the task force.

Section 4 of Executive Order Number EWE 85-68, creating the Governor's Commission on Louisiana's Outdoors, is hereby amended to read as follows:

SECTION 4: Members shall serve without compensation for their work on the commission.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this 22th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 81

WHEREAS, Section 622 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 104 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$ 3,500,000	La. Public Facilities Authority	Berol Chemicals, Inc.
\$10,000,000	La. Public Facilities Authority	Gulf Coast Hotel Corporation
\$ 1,685,000	La. Public Facilities Authority	Monroe Manor Limited Partnership
\$ 3,000,000	La. Public Facilities Authority	Maurice S. Kansas and Edward M. Haspel
\$ 1,000,000	La. Public Facilities Authority	Baton Rouge Business Centre Project

\$ 5,600,000	La. Public Facilities Authority	Essen Mall Partnership, Ltd.
\$ 750,000	La. Public Facilities Authority	Louisiana Plastics, Inc.
\$ 7,000,000	La. Public Facilities Authority	John B. Lepore Project
\$ 6,000,000	La. Public Facilities Authority	Pegasus Communications Network Corporation
\$ 7,000,000	La. Public Facilities Authority	Aquaventure Institute of America, Inc. Project
\$10,000,000	La. Public Facilities Authority	Lafayette Centre-Frem F. Boustany
\$ 3,700,000	La. Public Facilities Authority	J & H Investment Properties, Inc.
\$18,000,000	Greater Lafourche Port Commission	Belle Pass Dry Docks, Inc.
\$ 2,000,000	La. Public Facilities Authority	Acadiana Medical Ventures, Ltd.
\$ 200,000	Lake Charles Harbor and Terminal District	N. L. Industries
\$ 5,600,000	La. Public Facilities Authority	Meridian Manor Partnership

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 26th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 82

Executive Order Number EWE 85-77, granting allocations from the aggregate principal amount of certain tax exempt private activity bonds which can be issued in 1985, is hereby amended to reduce the allocation to the Louisiana Public Facilities Authority

for the Hilton Airport Inn Project from \$20,000,000 to \$12,000,000.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this 26th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 83

Executive Order Number EWE 85-64, dated October 16, 1985, is hereby amended to delete the allocation of \$20,000,000 in private activity bonds to the Parish of West Feliciana for the Cajun Electric Power Cooperative, Inc., Project.

Executive Order Number EWE 85-75, dated November 14, 1985, is hereby amended to delete the allocation of \$4,000,000 in private activity bonds to the Industrial Development Board of the City of New Orleans, for the Chicory Building Partnership.

Executive Order Number EWE 85-77, dated November 14, 1985, is hereby amended to delete the allocation of \$10,494,051 in private activity bonds to the Parish of West Feliciana for the Cajun Electric Power Cooperative, Inc. project.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 26th day of November, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85-84

WHEREAS, Section 621 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 104 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$ 210,000.00	La. Agricultural Finance Authority	Frank R. Burnside
\$ 153,750.00	La. Agricultural Finance Authority	Creole Foods, Inc.
\$ 221,490.00	La. Agricultural Finance Authority	Charles Thomason
\$ 250,000.00	La. Agricultural Finance Authority	David D. Thomason
\$ 207,422.00	La. Agricultural Finance Authority	Victory Crawfish Supply
\$ 154,000.00	La. Agricultural Finance Authority	George Thomas Carnline and Judith S. Randall Carnline
\$ 360,427.46	La. Agricultural Finance Authority	Panola Company, Ltd.
\$ 73,800.00	La. Agricultural Finance Authority	Robert J. Dupont, Jr.
\$ 276,750.00	La. Agricultural Finance Authority	Robert J. Dupont, Sr., Robert J. Dupont, Jr. and Daniel L. Dupont
\$ 112,182.00	La. Agricultural Finance Authority	Hall's Brake Corporation
\$200,000,000.00	La. Public Facilities Authority	Parsons Municipal Services, Inc.

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order Number EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certifies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge on this 2nd day of December, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85-85

WHEREAS, the Louisiana Correctional Facilities Corporation (the "Corporation") was created under the authority of Act Number 893 of the Legislature of Louisiana for the year 1985, now appearing as Chapter 17-B of Title 39 of the Louisiana Revised Statutes of 1950, as amended (the "Act"), for the purpose of ac-

quiring and financing correctional facilities to be leased to the State of Louisiana (the "State"); and

WHEREAS, after careful investigation and thorough study in cooperation and consultation with the Division of Administration and the Department of Public Safety and Corrections, the Corporation has decided to undertake a project consisting of the acquisition, construction and equipping of three separate correctional facilities, including the acquisition of the necessary sites therefor, and planning and development costs for two additional facilities, to be leased to the State (the "Project"); and

WHEREAS, the Corporation has determined that the most feasible and cost effective method of financing the Project is through the issuance of bonds of the Corporation payable from and secured by lease rental payments to be made by the lessee of the Project; and

WHEREAS, the Corporation has previously designated the Division of Administration as its agent to determine the location and character of all correctional facilities undertaken by the Corporation and to maintain, manage, operate, lease as lessee or lessor, or regulate same, and to enter into contracts for any or all of such purposes, including but not limited to options to purchase property, agreements to buy or sell property, purchase agreements and contracts for the construction of such correctional facilities owned or leased by the Corporation; and

WHEREAS, the Act authorizes the Corporation to lease to the State through an agency designated by the governor of the State the Project being financed by the Corporation upon such terms and conditions as are mutually acceptable to such agency and Corporation; and

WHEREAS, the Department of Public Safety and Corrections is willing to lease the Project at a rental sufficient to pay the principal of, interest on and premium, if any, of the bonds issued to finance the Project and the administrative and credit support and liquidity costs associated therewith, subject to an annual appropriation dependency clause as required by the Act; and

NOW THEREFORE, I EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: Pursuant to the provisions of the Act, the Department of Public Safety and Corrections (the "Department") hereby is designated as the agency authorized on behalf of the State to enter into a lease agreement with the Corporation under the terms of which it will lease the Project from the Corporation upon such terms and conditions consistent with the provisions of the Act as are mutually agreeable to the Department and Corporation, subject to the provision that such lease agreement shall contain an annual appropriation dependency clause.

SECTION 2: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this 3rd day of December, 1985.

EDWIN EDWARDS
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85-86

Executive Order EWE 85-76, dated November 14, 1985, is hereby amended to delete the allocation of \$9,000,000 from the state ceiling on certain issues of bonds to the Louisiana Public Facilities Authority for the Baton Rouge Business Centre Project.

Executive Order EWE 85-81, dated November 26, 1985, is hereby amended to delete the allocation of \$1,000,000 from the state ceiling on certain issues of bonds to the Louisiana Public Facilities Authority for the Baton Rouge Business Centre Project.

Executive Order EWE 85-84, dated December 2, 1985, is hereby amended to delete the allocation of \$200,000,000 from the state ceiling on certain issues of bonds to the Louisiana Public Facilities Authority for Parsons Municipal Services, Inc.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this 5th day of December, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

EXECUTIVE ORDER EWE 85 - 87

WHEREAS, Section 622 of the Tax Reform Act of 1984 (the "Tax Reform Act") restricts the total principal amount of private activity bonds the interest on which is exempt from federal income taxation under Section 104 of the Internal Revenue Code of 1954, as amended (the "bonds"), which may be issued by any state of the United States during each calendar year; and

WHEREAS, the aggregate principal amount of bonds which may be issued in the State of Louisiana (the "state") during the calendar year of 1985 is restricted by the Tax Reform Act to \$150 per person, based on the most recently published estimate of population obtained from the U.S. Department of Commerce - Bureau of Census, prior to January 1, 1985 (the "ceiling"); and

WHEREAS, Executive Order Number EWE 84-32 dated October 5, 1984, as amended, provides that the governor of the State of Louisiana is responsible for granting allocations from the ceiling for certain issues of bonds; and

WHEREAS, the governor of the State of Louisiana desires to grant allocations for the hereinafter described bonds;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION 1: The bond issues described in this Section is hereby granted an allocation from the ceiling in the amount shown below.

AMOUNT OF ALLOCATIONS	NAME OF ISSUER	NAME OF PROJECT
\$3,400,000	La. Public Facilities Authority	Webb-Baton Rouge Ventures No. 100 Partnership
\$6,600,000	La. Public Facilities Authority	Webb-Baton Rouge Ventures No. 101 Partnership

SECTION 2: The allocations granted hereunder are to be used only for the bond issues 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 IDB Ceiling" submitted in connection with the bonds described in Section 1.

SECTION 3: The bonds granted an allocation hereunder must be delivered to the initial purchasers thereof on or before 60 days from the date hereof, unless an application for a 30-day extension under Section 5.8 of Executive Order EWE 84-32, as amended, is timely received by the State Bond Commission staff.

SECTION 4: Pursuant to Section 103(N)(12) of the Internal Revenue Code of 1954, as amended, the undersigned certi-

fies, under penalty of perjury, that the allocations granted hereby were not made in consideration of any bribe, gift, gratuity, or direct or indirect contribution to any political campaign.

SECTION 5: All references herein to the singular shall include the plural and all plural references shall include the singular.

SECTION 6: This executive order shall be effective upon signature of the governor.

IN WITNESS WHEREOF, I have hereunder set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this 5th day of December, 1985.

Edwin Edwards
Governor of Louisiana

ATTEST BY
THE GOVERNOR
Jim Brown
Secretary of State

Emergency Rules

DECLARATION OF EMERGENCY

Department of Commerce Athletic Commission

In compliance with the Administrative Procedure Act, R.S. 49:953(B), the Louisiana State Athletic Commission on November 15, 1985, at a duly-called meeting, amended the following:

On motion duly made and passed, Rules 12 and 13 of the Professional Wrestling rules and regulations of this commission were repealed effective January 1, 1986. Said repealed rules are:

Rule 12—There shall be one wrestling booking agent for the entire state.

Rule 13—No more than one professional wrestling promoter shall be licensed in each city.

The commission further declared an emergency by amendment to the minutes of said meeting in order that the necessary criteria for the granting of licenses for 1986 could be carried out immediately in order to implement the rule change prior to January 1, and further, because of pending litigation.

Mike Cusimano
Secretary-Treasurer

DECLARATION OF EMERGENCY

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, proposes to adopt the following rule in the Long Term Care and Home and Community Based Services Programs. Summary

This action is necessary to remain in compliance with Federal Regulation 42 CFR 435.1005, which sets the maximum in-

come limit, before deductions, at 300 percent of the Supplemental Security Income (SSI) basic monthly payment. The monthly SSI payment will be increased by \$11 to \$336 on January 1, 1986 in accordance with a notice in the *Federal Register*, Volume 50, Number 221, page 45558, published October 31, 1985. Emergency Rulemaking

RULE

Effective January 1, 1986, the maximum allowable monthly income limit (CAP) rate for an individual to be eligible for long term care and home and community based services will be increased from \$975 to \$1,008.

Regulatory Exception

Implementation of this rule is dependent on the approval of the Health Care Financing Administration (HCFA). Disapproval of the change by HCFA will automatically cancel the provisions of this rule and current policy will remain in effect.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

DECLARATION OF EMERGENCY

Department of Health and Human Resources Office of Prevention and Recovery from Alcohol and Drug Abuse

The Department of Health and Human Resources, Office of Prevention and Recovery from Alcohol and Drug Abuse (OPRADA) has exercised the provision of the Administrative Procedure Act, R.S. 49:953 B, to adopt the following rule to resolve the audit exception that the state did not establish required procedures for substantive independent review of the reasons for failing to provide funds to any eligible entity that applies as specified in Section 1916 (c) (5) - Application and Description of Activities of the Title XIX, Part B, Alcohol and Drug Abuse and Mental Health Services (ADMS) block grant, of the Public Health Services Act, as amended by Public Law 98-509.

This emergency rule establishes a procedure for eligible service providers to appeal to the secretary through the DHHR Appeal Section when they are not selected to receive ADMS block grant funds.

Effective January 1, 1986, OPRADA will utilize the following procedures for independent review of the reasons for failing to provide funds to any eligible entity that applies.

A. Any service provider who is adversely affected by the action of the office in denying, or revoking ADMS block grant funds may, within 30 calendar days after receipt of the notice from the office, appeal the action of the office by filing to the secretary of DHHR through the DHHR Appeal Section within such 30 day period a written request addressed to the secretary requesting a hearing. The appeal or request for a hearing shall specify in detail the reasons for submission of the appeal and how the service provider is adversely affected by the action of the office.

B. In the event of an appeal, the hearing shall be conducted in accordance with the Administrative Procedure Act. (R.S. 49:950 et seq.)

C. the decision of the secretary of DHHR will be provided in writing to the appealing party. The written decision for opinion shall constitute final administrative action on the appeal unless contract was originally solicited in accordance with R.S. 39:1503 A (2). In those cases, please refer to Division of Administration, Office of Contractual Review regulations.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

DECLARATION OF EMERGENCY

Department of Natural Resources Office of Conservation

STATEWIDE ORDER NUMBER 29-B

Amendment concerning the extent of financial responsibility required for operation of permitted commercial disposal facilities for the off-site storage, treatment, and/or disposal of non-hazardous oilfield waste generated from drilling and production of oil and gas wells.

* * * *

Pursuant to the power delegated under the laws of the State of Louisiana, and particularly Title 30 of the Louisiana Revised Statutes of 1950, Sections 1[D], 3[1][c], 4[A], 4[B], 4[C][16a] and [b], and 4[I] and [I] and [I][11], as amended, and in conformity with the provisions of the Louisiana Administrative Procedure Act, Title 49, Sections 953[B][I] and [2], 954[B][2], as amended, the following emergency rule and reasons therefor are now adopted and promulgated by the commissioner of conservation as being necessary to protect the public health, safety, and welfare of the people of the State of Louisiana, as well as the environment generally, by assuring continued operation of permitted commercial disposal facilities for the off-site storage, treatment, and/or disposal of oilfield waste.

A. REASONS

Because of increasing difficulties encountered by permitted commercial disposal facilities throughout the State of Louisiana in securing insurance coverage sufficient to meet the present requirements of Statewide Order Number 29-B, Section XV, Paragraph 13.3[C][10], and because at least three commercial waste disposal facilities have already closed as a result of these difficulties, and because several other permitted commercial facilities are likewise facing the same prospect, it has been determined that there exists an imminent peril to the public health, safety, and welfare of the people of the State of Louisiana, as well as the environment generally, unless commercial waste disposal facilities, duly permitted and monitored, continue in operation. The alternative is indiscriminate disposal of oilfield waste generated from the drilling and production of the oil and gas wells so vital to the economy of this state and its peoples, as well as the economy and defense of this Nation.

Confronted with the real, imminent peril of having our permitted commercial facilities closed, the commissioner of conservation has undertaken an investigation of the problem of insurance coverage, meeting first with insurance industry officials, and then with the officers of the Louisiana Oilfield Waste Disposal Association. After extensive deliberation, and following several staff conferences, the commissioner of conservation has concluded that a revision of Statewide Order 29-B, Section XV, paragraph 13.3 [C][10] is urgently needed if we are to keep permitted commercial waste disposal facilities operating in Louisiana, thus preventing waste from being dumped as in the past.

The difficulties those operating permitted waste disposal facilities are experiencing with insurance coverage availability has also been reported extensively in the media, having been headlined in a recent article by the *Wall Street Journal*, *The Houston Business Journal*, and extensively treated in a *Baton Rouge Morning Advocate* article of April 17, on page 10A.

There are other considerations as well for taking immediate action to grant relief to our permitted disposal facilities, both practical and equitable. Our regulations now require every commercial facility to have the same coverage, whether the facility is operating open pits or a closed system. Common sense alone shows that the extent of potential danger to our environment from these separate, distinct modes of operation is disproportionate and the need

for liability coverage is simply not the same. By no stretch of the imagination is the danger to the public health, safety and general welfare of the people of Louisiana, and our environment, the same from operation of a closed disposal system as compared to open, unlined pits. Additionally, the continued insistence on uniform environmental impairment insurance coverage of \$1,000,000 for every facility is counterproductive with the existing order of the commissioner of conservation that all open pits must be closed by December 31, 1985. Any incentive for open pit operators to move swiftly toward the new state of art facilities, such as the real prospect of lower operating costs from decreased insurance costs, is a practical, valid consideration.

In addition to the above, it is also noted that Statewide Order 29-B has been, for several months now, the object of extensive research, including the holding of public hearings across the State of Louisiana, for input and comments, all with the view of revising the entirety of this very complex regulation. As matters now stand, it will be a few more weeks before a public hearing can be held to consider the final draft of the revision to the environmental provisions of Statewide Order 29-B now almost ready for publication and notice, all of which will be too late, in the considered judgment of the commissioner of conservation, to assure the necessary and immediate revision of insurance coverage requirements for those permitted commercial waste facilities now serving a vital public need through their operations.

Protection of the public and our environment therefore requires the commissioner of conservation to take immediate steps to assure continued operation of permitted waste disposal facilities, and in so doing, requires the Office of Conservation to address the problem confronting non-hazardous waste disposal facility operators in securing adequate insurance coverage. The emergency rule set forth hereafter is now adopted by the Office of Conservation.

B. EMERGENCY RULE AMENDING STATEWIDE ORDER NUMBER 29-B

November 18, 1985

SECTION XV

POLLUTION CONTROL

PARAGRAPH 13

OFF-SITE STORAGE, TREATMENT AND/OR DISPOSAL OF NONHAZARDOUS OILFIELD WASTE GENERATED FROM DRILLING AND PRODUCTION OF OIL AND GAS WELLS

* * *

13.3 Permit Application Requirements

* * *

C. General Information

10. Financial Responsibility (Insurance)

a. Evidence of financial responsibility for any liability for damages which may be caused to any party by the escape or discharge of any material or waste from the commercial facility or transfer station must be provided by the applicant prior to issuance of a permit.

b. Financial responsibility may be evidenced by filing a certificate of insurance (indicating the required coverage is in effect and all deductible amounts applicable to the coverage), letter of credit, bond, certificate of deposits issued by and drawn on Louisiana banks, or any other evidence of equivalent financial responsibility acceptable to the commissioner.

c. In no event shall the amount and extent of such financial responsibility be less than the face amounts per occurrence and/or aggregate occurrences as set by the commissioner below:

1. \$1,000,000 minimum coverage for commercial facilities which operate open pits; or
2. \$500,000 minimum coverage for any other commer-

cial facility which stores, treats or disposes of nonhazardous oilfield waste solids (i.e. oil or water base drilling fluids, etc.); or

3. \$250,000 minimum coverage for a commercial salt water disposal facility which utilizes underground injection and a closed storage system; and

4. \$100,000 minimum coverage for each transfer station operated in conjunction with a legally permitted commercial facility subject to the guidelines of this Paragraph.

Note: The commissioner retains the right to increase the face amounts set forth above as needed in order to prevent waste and to protect the public health, safety, and welfare.

d. If insurance coverage is used to meet the financial responsibility requirement, it must be provided by a company licensed to operate in the State of Louisiana.

e. For a commercial facility which operates open earthen pits, such insurance must provide sudden and accidental pollution liability coverage as well as environmental impairment liability coverage.

f. For any commercial facility or transfer station which does not operate open earthen pits, such insurance must provide sudden and accidental pollution liability coverage.

C. SUMMARY

The emergency rule hereinabove adopted evidences the finding of the commissioner of conservation that there is an imminent risk to the public health, safety, and welfare, and that there is not time to provide adequate notice to interested parties. The commissioner of conservation also finds it impractical to provide a public hearing given the extreme urgency of this matter. However, the commissioner of conservation notes again that a notice of a public hearing necessary for the proposed revision of the entirety of the environmental provisions of Statewide Order 29-B was sent out on or about November 18, 1985, and the published version of revised Order 29-B was available on or about November 18, 1985, with a public hearing scheduled for December 3, 1985.

Nothing herein contained shall in anywise affect the existing order of the commissioner of conservation directed to all commercial facilities requiring that open pits be closed not later than December 31, 1985; nor shall anything herein be construed as permitting the operation of any commercial open pit facility other than pursuant to an approved closure plan now being implemented to achieve the necessary closure of the open pit facility by the prescribed year end date.

The commissioner of conservation concludes that the above emergency rule will better serve the purposes of the Office of Conservation as set forth in Title 30 of the Louisiana Revised Statutes, and is consistent with legislative intent. The adoption of the above emergency rule meets all requirements provided by Title 49 of our Louisiana Revised Statutes. The adoption of the above emergency rule is not intended to affect any other provisions of Statewide Order 29-B, nor any other rule, order, or regulation of the Office of Conservation, except to the extent specifically provided for in this emergency rule.

Within five days from date hereof notice of the adoption of this emergency rule shall be given to all parties on the mailing list of the Office of Conservation by posting a copy of this emergency rule and reasons therefor to all such parties. This emergency rule with reasons therefor shall be published in full in the *Louisiana Register* as prescribed by law. Written notice has been given contemporaneously herewith notifying the governor of the State of Louisiana, the attorney general of the State of Louisiana, and the State Register of the adoption of this emergency rule and the reasons for adoption.

D. EFFECTIVE DATE AND DURATION

1. The effective date of this order shall be November 18, 1985.

2. The emergency rule herein adopted, containing the reasons for adoption as a part thereof, shall remain effective for a period not less than 120 days hereafter, or until the adoption of the proposed revision of Statewide Order Number 29-B as noted herein, whichever occurs first.

Signed at Baton Rouge, Louisiana, this 18th day of November, 1985.

Herbert W. Thompson
Commissioner

DECLARATION OF EMERGENCY

Department of Public Safety and Corrections Office of State Police

ADOPTION OF RULES TO IMPLEMENT THE BINGO PULL TAB PROVISIONS OF THE CHARITABLE RAFFLES, BINGO AND KENO LICENSING LAW OF ACT 823 OF 1985.

1. Statement of reasons for emergency: The regular session of the 1985 Louisiana Legislature enacted Act Number 823 which provides relative to licensing certain organizations to conduct raffles, bingo, keno, or pull tab games; defines a charitable organization for the purpose of issuing licenses to conduct such games; requires the appropriate non-profit designation from the Federal Internal Revenue Service before a license can be issued, includes pull tabs in the definition of charitable games of chance and provides for prohibited practices related thereto; and provides for related matters. This Act will become effective January 1, 1986.

Implementation of Act 823 requires the Office of State Police (Louisiana Department of Public Safety and Corrections) to adopt rules and regulations governing registration of pull tab manufacturers labels or trademarks and to adopt rules and regulations governing approval of pull tab types. The Department of Public Safety and Corrections has had insufficient time between the close of the legislative session and the effective date of the law to promulgate permanent rules. The provisions of the Louisiana Administrative Procedure for promulgating administrative rules prevents the adoption of permanent rules before certain hearings, publications, and delays all as provided by the said act.

The Department of Public Safety and Corrections finds that the lack of permanent rules between the effective date of the law and the adoption of permanent rules poses an imminent peril to public health, safety, and welfare. The rules as emergency rules in order to protect the health, safety, and welfare of the public, to prevent economic hardships to potential manufacturers, operators, and local governments, and to provide the bingo pull tab industry with guidelines in this new area of law.

The permanent rules will be promulgated by the Department of Public Safety and Corrections at a later date with opportunity for public comment and participation in a public hearing.

RULE I. STATEMENT OF DEPARTMENT POLICY

The public health, safety and welfare is the primary consideration in the promulgation of bingo pull tab rules and shall continue to be the primary consideration in their application and enforcement.

RULE II. DEFINITIONS

1. As used through this chapter, the following definitions apply:

A. *Act* means the Charitable Bingo, Keno and Raffle Law enacted as Louisiana Revised Statutes 33:4861.1 et seq. including all amendments thereto that may hereafter be enacted including Acts 671 and 823 of 1985.

B. *Applicant* means any person or authorized representative of a corporation who has applied for or is about to apply for registration as a manufacturer of bingo pull tabs for use in Louisiana.

C. *Pull-tabs* means a single or banded ticket or card or cards each with its face covered to conceal one or more numbers or symbols where one or more cards or tickets in each set has been designated in advance as a winner.

D. *Registration Number* means the number issued by the State of Louisiana, Department of Public Safety and Corrections, which authorizes a pull tab manufacturer's products to be used in this state.

E. *Department* means the Louisiana Department of Public Safety and Corrections, Office of State Police.

RULE III. APPLICATION FOR REGISTRATION

1. An application to register as an approved manufacturer of bingo pull tabs must be submitted to the department upon forms prescribed by the department. The application is not complete unless it is dated and signed by the applicant, and contains all information and statements required by the department.

2. A separate application must be completed for each manufacturer's label or trademark.

3. A manufacturer registered under these rules must comply with all the required specifications in these rules and to the requirements of the act.

RULE IV. ELIGIBILITY FOR REGISTRATION

1. Any person or business entity desiring to sell or distribute bingo pull tabs in this state must:

A. be issued and maintain all required federal, state, parish and municipal licenses; and

B. apply to the department on forms prescribed by the department for registration; and

C. furnish to the department reports containing such information the department may determine is necessary to regulate and control bingo pull tabs in accordance with the act and these rules; and

D. meet the suitability and business relationship criteria of Rule V.

2. No person shall be registered as a manufacturer who holds a permit to sell liquor of either high or low content, or who is directly or indirectly involved with the operation or the assisting in the operation of any game of chance permitted under the act, or who is involved directly or indirectly in leasing or renting any premises or equipment for such game, or in the providing of any other incidental goods or services in connection with such game or games.

3. No person shall ship bingo pull tabs into this state until his application for registration is approved by the department.

4. No person shall ship bingo pull tabs into this state unless the pull tabs meet the standards for construction, assembly and packaging as required by Rules VII and VIII.

RULE V. MANUFACTURERS SUITABILITY AND BUSINESS RELATIONSHIPS

1. The department may deny an application or revoke, suspend, restrict, or limit approval of registration if it finds an applicant or a business relationship between an applicant and another person or a business entity is unsuitable or endangers the health, safety, or welfare of the citizens of this state. In determining the suitability of an applicant or other persons or business entities in a business relationship, the department may consider the person or business entity's:

a. general character, including honesty and integrity;

b. financial security and stability, competency, and business experience in the capacity of the relationship;

c. record, if any, of violations which may affect the legal and proper operation of a pull tab game, including a violation of the laws or local ordinances of this state, other states, and countries without limits as to the nature of the violations;

d. refusal to provide access to records, information, equip-

ment, or premises to the department or peace officers when such access is reasonably necessary to ensure or protect public health, safety or welfare.

RULE VI. REVOCATION, SUSPENSION, RESTRICTION, DENIAL OR NON RENEWAL OF APPLICATION - FAIR HEARING - JUDICIAL REVIEW

1. When the department revokes, suspends, restricts or denies an application for registration or renewal, the applicant may request a fair hearing. The request for a hearing shall be made in writing to the department within 45 days of the revocation, suspension, restriction or denial by the department. Upon the department's receipt of written request, a fair hearing shall be conducted in accordance with the provisions of the Louisiana Administrative Procedure Act.

2. Administrative Procedures conducted by the department are subject to judicial review according to the provisions of the Louisiana Administrative Procedure Act.

RULE VII. STANDARDS FOR CONSTRUCTION

1. Pull tabs shall be constructed so that it is impossible to determine the covered or concealed number, symbol, or set of symbols, on the pull tab until it has been dispensed to and opened by the player, by any method or device, including but not limited to, the use of a marking, variance in size, variance in paper fiber, or light.

2. All pull tabs, except banded and latex covered pull tabs, will be constructed using a two or three ply paper stock construction.

3. The manufacturer shall conspicuously print on the face or cover sheet the series number and the name of the manufacturer or label or trademark identifying the manufacturer. On banded pull tabs, the series number and the name of the manufacturer or label or trademark identifying the manufacturer shall be printed so both are readily visible prior to opening the pull tab.

4. The cover sheet shall be color coded when individual series numbers are repeated and may show the consumer how to open the pull tab to determine the symbols or numbers. The cover sheet will contain perforated and/or clean-cut openings centered over the symbols or numbers on the back of the face sheet in such a manner as to allow easy opening by the consumer after purchase of the pull tabs, while at the same time, not permitting pull tabs to be opened prematurely in normal handling. Perforation should exist on both horizontal lines of the opening with either a perforated or clean-cut edge on the vertical or elliptical line where the tab must be grasped for opening after bending the edge of ticket down. On latex covered pull tabs, either the face or back of the pull tab shall be color coded when individual series numbers are repeated and may show the consumer how to remove the latex to determine the symbols or numbers. On banded pull tabs, the paper stock shall be color coded when individual series numbers are repeated.

5. Pull tabs will be glued or sealed so that it is impossible to determine the covered or concealed numbers, symbol or set of symbols on the pull tab until it has been dispensed to and opened by the player.

6. All pull tabs shall be of a uniform thickness within a series. Vendable pull tabs are defined as pull tabs that are sold out of mechanical pull tab dispensing devices approved for such use in this state. The single opening and double sided tabs shall have an overall bulk thickness of .045 inch per pull tab, plus or minus .003 inch. The multiple opening tabs shall have an overall bulk thickness of .026 inches per pull tabs plus or minus .002 inches.

Nonvendable pull tabs are defined as those that cannot be sold out of mechanical pull tab dispensing devices approved for use in this state. Nonvendable pull tabs may be dispensed from fishbowls, receptacles, packing boxes or spindles. Manufacturers

of nonvendable pull tabs may use any thickness that complies with all other rules. In no instance will any type of pull tabs be approved where the winning tabs are distinguishable by visible variation in dimension.

7. All pull tabs within a single pull tab series shall also be uniform in length and width and may not vary by more than $\frac{3}{64}$ inch between series. Vendable pull tabs which are single opening or double sided tabs shall be $1\frac{7}{8}$ inches x 1 inch, plus or minus $\frac{1}{8}$ inch. Multiple opening vendable pull tabs shall be $3\frac{1}{2}$ inches x $1\frac{7}{8}$ inches, plus or minus 1 inch. Nonvendable pull tabs may be manufactured in any size so long as it complies with all other rules.

RULE VIII. ASSEMBLY AND PACKAGING

1. Manufacturers of pull tabs shall manufacture, assemble, and package each pull tab series in such a manner that none of the winning pull tabs, nor the location or approximate location of any of the winning pull tabs can be determined, in advance of opening the pull tabs in any manner or by any device, including but not limited to any pattern in manufacture, assembly, packaging, markings, or by the use of a light.

2. Winning pull tabs shall be randomly distributed and mixed among all other pull tabs in the series. The series shall be assembled and packaged with special care so as to eliminate any pattern as between series, or portions of series, from which the location or approximate location of any of the winning tabs may be determined.

3. When the series is packaged in more than one package, box or other container, the entire series of individual pull tabs shall be mixed in such a manner that no person can determine the position or approximate location of any of the winning pull tabs or determine whether any one package or portion of a series contains a larger or smaller percentage of winning pull tabs than the balance of the series. The packages, boxes or other containers shall not be numbered as to distinguish one from the other. Each series of pull tabs shall contain a packing slip placed inside the package containing the name of manufacturer, series number, date the series was packaged, and the name or identification of the person who packaged the series. This information may be printed on the back of the flare or the outside of at least one of the packages, boxes or containers in which the pull tabs are packed.

RULE IX. CIVIL VIOLATIONS - CRIMINAL CITATIONS

1. When the department determines an applicant has violated the act or these rules, the department shall issue a civil violation to the applicant.

2. Violations may be issued for, but is not limited to the following acts:

a. Selling, offering for sell, distributing, or importing pull tabs in this state without registering as a manufacturer with the department.

b. Selling, distributing or importing pull tabs to any unlicensed operator in this state who is required to be licensed by this Act.

c. The falsification of an application or reporting documents.

d. Refusal to provide access to records, information, equipment or premises as outlined in Rule V.

e. The failure to comply with documentary reporting requirements.

RULE X. PENALTIES FOR CIVIL VIOLATIONS ISSUED BY THE DEPARTMENT

1. The department may suspend any or all applications held by an alleged violator after opportunity for fair hearing when:

a. The department receives:

i. a certified copy (or other credible evidence) of any judgment or conviction of any applicant or his agent, servant, or employee for any violation of any criminal law or ordinance of the

United States, the State of Louisiana or of any Louisiana parish, city, or town relating to charitable gaming or gambling; or

ii. a certified copy of the record (or other credible evidence) of the forfeiture by any applicant or his agent or employee of bond to appear to answer charges of violating any law or ordinance relating to charitable gaming or gambling; or

b. the department, after investigation, has reasonable cause to believe that any applicant, his agent, or employee has violated the provisions of the Act or these rules and is issued a violation or citation.

2. The department may suspend an application prior to the opportunity for fair hearing when the department, after investigation, has reasonable cause to believe continued operation of the applicant endangers public health, safety and welfare. During the period of suspension, the applicant shall not operate in this state.

3. An application may be revoked, subsequent to opportunity for a fair hearing, as penalty for violation of the Act or these rules. In addition to the penalties provided in this Section, pull tabs may be seized and treated as evidence when reasonable cause exists to believe the pull tabs are in violation of the Act or these rules.

RULE XI. ADMINISTRATIVE PROCEEDINGS AND JUDICIAL REVIEW

1. The department shall conduct a fair hearing;

a. following the emergency suspension of application and
b. prior to the revocation of an approved application

2. All fair hearings must be held in accordance with the Louisiana Administrative Procedure Act.

3. Administrative procedures conducted by the department are subject to judicial review in accordance with the provisions of the Louisiana Administrative Procedure Act.

RULE XII. EFFECTIVE DATE AND AUTHORIZATION

1. These emergency rules become effective on December 1, 1985 and will remain effective until permanent rules are adopted.

2. The authority for the department to adopt these emergency rules is found in Act 823 of the 1985 Louisiana Legislature and in the Louisiana Administrative Procedure Act (LRS 49:950 et seq.).

Colonel Wiley D. McCormick
Deputy Secretary

DECLARATION OF EMERGENCY **Department of Wildlife and Fisheries** **Wildlife and Fisheries Commission**

The Louisiana Wildlife and Fisheries Commission has exercised the emergency provisions of the Administrative Procedure Act R.S. 49:953B to adopt the following rule pertaining to use of ATV's (All Terrain Vehicle) on department wildlife management areas by disabled hunters. This action was taken on November 8, 1985 at the commission's regularly scheduled meeting in Baton Rouge.

Act 562, 1985 Session, authorizes the Louisiana Wildlife and Fisheries Commission to develop rules and regulations that provide special permits for disabled hunters to use roads and trails on department wildlife management areas which are normally closed to vehicle traffic. In order to comply with that legislation for the 1985-86 hunting and since all rules and regulations have previously been approved and published for the current year the commission has declared this emergency action. This rule is to become effective immediately.

District Where Issued _____
Permit Number _____
Date _____

Name _____
Address _____ City _____
State _____ Telephone No. _____ Age _____
Disabled ATV Decal No. _____

The signature of a practicing medical doctor certifies that the permittee is permanently physically impaired by one of the following conditions: confined to a wheel-chair, or an amputee of either or both legs, or can not walk unassisted.

Nature of Permanent disability. _____

Licensed Medical Doctor's Signature _____

Approved by: _____
LDWF Representative (District Supervisor)

Provisions of Approval:

1. Permit is non-transferrable and valid for permittee only.
2. Permit (or copy) must be carried by permittee at all times when on wildlife management area.
3. Permittee may not transport other hunters or their game.
4. Permit is issued for three, four, or six wheel ATV's only. Conventional 4-wheel drive type vehicles (jeeps, pickups, Broncos etc.) and all others do not qualify. A permanent decal will be provided for marking ATV's.
5. This permit restricts the permittee to travel directly to and from his immediate hunting area by way of recognized roads, and trails only. Travel cross country or off roads is not allowed.
6. The permittee must make every effort to minimize disturbance to wildlife, other hunters and damage to vegetation.
7. I understand the above provisions and understand that any violation of them may result in cancellation of this permit.

Signature Disabled Hunter

*This permit is issued for permanently disabled persons to travel on Department Wildlife Management Areas. It is issued under legislative Act 562 passed in regular session 1985. VALID UNTIL REVOKED.

J. Burton Angelle
Secretary

DECLARATION OF EMERGENCY
Department of Wildlife and Fisheries
Wildlife and Fisheries Commission

In accordance with the emergency provisions of R.S. 49:953(B), the Administrative Procedure Act, and under the authority of R.S. 56:433B, C, the secretary of Wildlife and Fisheries declares that Bay Gardene Oyster Seed Reservation and Bay Crabe will be closed to harvesting oysters at 12:01 a.m., January 1, 1986. The secretary further declares that the three inch limit on oysters will be retained on all public oyster seed grounds until the close of the season on April 1, 1986. This emergency action was necessary after biological investigations indicated that the small seed oyster had to be conserved for the 1986-87 season. This rule will remain in effect until April 1, 1986 when the season will be closed by law (R.S. 56:433C).

J. Burton Angelle
Secretary

Rules

RULE

Department of Culture, Recreation and Tourism
Office of Cultural Development
Division of the Arts

In accordance with the provisions of LRS 49:950, et seq., the Administrative Procedure Act, and the authority given in Act

265 of 1977, the Division of the Arts, an agency within the Office of Cultural Development, an office of the Department of Culture, Recreation and Tourism, amended and revised the 1985-86 "State Arts Grants Guidelines" to comply with policy changes and deadline for application dates for the next grant year.

The revisions of the 1985-86 grants guidelines for 1986-87 consist of: revision of deadlines and requirements for submitting applications for arts grants-in-aid; adding the requirement for submission of a single audit for eligible organizations for receiving grants-in-aid; funding request changes regarding Local Arts Agency Program, advanced and basic components; and other minor changes of a technical nature to clarify and/or improve narrative descriptions. Copies of the complete set of rules are available for public inspection at the offices of the Division of the Arts at 666 N. Foster Dr., Baton Rouge, LA or by written request, Box 44247, Baton Rouge, LA 70804.

Robert B. DeBlieux
Assistant Secretary

RULE

Board of Elementary and Secondary Education

Notice is hereby given that the Board of Elementary and Secondary Education, pursuant to notice of intent published on September 20, 1985 and under the authority contained in Louisiana State Constitution (1974), Article VIII, Section 3; Act 455 of the Regular Session; amended by Act 800 of the 1979 Regular Session, adopted as policy, the rule listed below.
Rule 3.01.70u(16)(1)

The Board adopted the State Department of Education's amendment relative to the validity period of ancillary certificates for Home Economics (Occupational Programs) which reads as follows:

1. Provisional certification - valid for three years; renewable upon request of employing authority.
2. Permanent certification - valid for life for continuous service; issued upon completion of three years teaching experience in Home Economics Occupational Program.

James V. Soileau
Executive Director

RULE

Board of Elementary and Secondary Education

Notice is hereby given that the Board of Elementary and Secondary Education, pursuant to notice of intent published on September 20, 1985 and under the authority contained in Louisiana State Constitution (1974), Article VIII, Section 3; Act 455 of the Regular Session; amended by Act 800 of the 1979 Regular Session, adopted as policy, the rule listed below.
Rule 4.03.12

The Board of Elementary and Secondary Education will require two-thirds vote (eight votes) by the board for approval to construct any new vocational technical school.

James V. Soileau
Executive Director

RULE

Board of Elementary and Secondary Education

Notice is hereby given that the Board of Elementary and Secondary Education, pursuant to notice of intent published on

September 20, 1985 and under the authority contained in Louisiana State Constitution (1974), Article VIII, Section 3; Act 455 of the Regular Session; amended by Act 800 of the 1979 Regular Session, adopted as policy, the rule listed below.

Rule 4.03.13

The Board adopted the following policy on field trips and off-campus training activities for vocational technical schools:

Guidelines for Industrial Visits

A. The vocational-technical school director and the instructor shall determine the need for the trip.

B. Approval shall be obtained from the vocational-technical school director.

C. Necessary arrangements shall be made for transportation. If private vehicles are used, the owner(s) must provide evidence of having sufficient liability insurance.

Industrial Visit

Policy

The Board of Elementary and Secondary Education recognizes industrial visits and off campus training activities as an excellent instructional medium. However, it shall be the policy of the board that such trips shall be well planned and directly related to the educational process under consideration, and shall follow approved guidelines.

Special Off Campus Training Activities

Policy

The Board of Elementary and Secondary Education recognizes industrial visits and off-campus training activities as excellent instructional mediums. However, it shall be the policy of the board that such trips shall be well planned and directly related to the educational process under consideration, and shall follow approved guidelines.

Guidelines for Off Campus Training Activities

A. The vocational-technical school director and the instructor shall determine the need for the trip.

B. Approval shall be obtained from the vocational-technical school director.

C. The regional director shall be provided written training objectives for the activity. Furthermore, a work order shall be prepared and signed by all parties involved. It shall indicate each party's responsibilities. A copy of this work order and itinerary is to be submitted to the regional director with the previously described plan, with the original remaining at the school.

D. Necessary arrangements shall be made for transportation. If private vehicles are used, the owner(s) must provide evidence of having sufficient insurance.

E. The instructor shall have the responsibility for the supervision of the students while traveling to and from their destination and while at their activity site.

F. The school director shall be given a summary report by the instructor upon activity completion.

G. The vocational-technical school director or designee shall have available upon request, all information/documentation mentioned in "A" through "F" above.

James V. Soileau
Executive Director

RULE

Board of Elementary and Secondary Education

Notice is hereby given that the Board of Elementary and Secondary Education, pursuant to notice of intent published on September 20, 1985 and under the authority contained in Louisiana State Constitution (1974), Article VIII, Section 3; Act 455 of the Regular Session; amended by Act 800 of the 1979 Regular Session, adopted as policy, the rule listed below.

Rule 4.03.11

Reduction in Force Policy for
Vocational Technical Schools

1. Statement of Policy

When conditions such as program changes, declining enrollment, insufficient funds, or other just causes require a reduction in school faculty and staff, as approved by BESE, the priorities and procedures outlined in this policy shall be implemented. It is important to understand that there is a difference between a reduction in force and a discharge for cause. The termination of employment brought on by a necessary reduction in force is caused not by a personal failure on the faculty or staff member's part but because of some external factor or factors. Therefore, the decision as to who must be laid off when a RIF occurs is to be based on the criteria and procedure set forth herein and not on a judgement as to the merit of an employee's performance.

2. Civil Service Employees

Reductions or changes affecting classified civil service employees shall be made in accordance with civil service rules and regulations.

3. Unclassified Employees, Faculty and Staff

In any situation wherein a reduction in force is required all practical measures shall be taken to avoid the termination of employment of a tenured instructor. When an instructional program's discontinuance or reduction in force is mandated by board policy or ruling and a reduction in force is accordingly also mandated, tenured instructors in the program or its equivalent at the school will have continued employment preference over non-tenured instructors. Among tenured instructors in the program or its equivalent that must be reduced or discontinued, preference for continued employment will be based on an instructor's total time of service in the vocational-technical system.

Reductions in administrative and instructional support personnel shall be made as necessitated by funding, enrollment and program changes. Continued employment preference shall be given on the basis of total time of service for such employees.

If a tenured instructor is terminated from employment because of a RIF, that instructor shall have the first option to be re-employed if the discontinued program or its equivalent is reinstated at his former school within a reasonable time.

4. Procedure for Termination of Tenured Employee

If after taking all practical measures to avoid the termination of a tenured employee, the director nonetheless concludes that the tenured employee's employment must be terminated, the director shall inform the employee in writing of the proposed action. The employee shall be told that he has the right to a hearing at which he may be represented by counsel and at which he may present evidence and bring witnesses to dispute the proposed termination. The hearing shall be limited to the issue of whether the reduction in force policies of BESE require that the aggrieved employee be terminated from his employment. If the employee is not satisfied with the director's decision following the hearing, the employee may appeal to BESE in writing within ten days after the director's confirmation that he is proposing the termination stating why the employee believes that the reduction in force policy was not properly followed in his case. The board may order a further investigation of the matter or take action without any further hearing on the appeal.

James V. Soileau
Executive Director

RULE

Board of Elementary and Secondary Education

Notice is hereby given that the Board of Elementary and

Secondary Education, pursuant to notice of intent published on September 20, 1985 and under the authority contained in Louisiana State Constitution (1974), Article VIII, Section 3; Act 455 of the Regular Session; amended by Act 800 of the 1979 Regular Session, adopted as policy, the rule listed below.
Rule 4.03.03.a

Student Grievance Procedure for
Vocational Technical Schools

1. General Provisions

A. The purpose of this grievance procedure is to provide an orderly and efficient method by which students may air and resolve their complaints about the conditions and policies within vocational-technical schools under the jurisdiction of the Board of Elementary and Secondary Education.

B. Grievance defined: A grievance is a student complaint about the conditions or policies within a vocational-technical school or a complaint about the actions of employees, students, or instructors within the school that affect the school environment for the aggrieved student. A disciplinary action taken by the school administration against the student is not considered a grievance. Matters pertaining to discipline are to be resolved through the policies and procedures specified in the procedure for the suspension and expulsion of students.

2. Processing Grievances

All grievances should be presented within 30 days from the date that the grievant became aware of the cause of such grievance. Every effort should be made to begin the grievance procedure by addressing the student, instructor, or administrator who is directly responsible for the situation of which the student is complaining. Under extraordinary circumstances where it is inappropriate for the grievant to present his grievance directly to the instructor, student, or administrator involved, the grievant may skip this first step.

If the grievant is not satisfied with the resolution achieved by the process described above, he may proceed to contact the director or the person designated by the director to hear grievances. The grievant shall put his complaint or suggestion in writing and present it to the director or to his designee. The director or his designee shall arrange to meet with the grievant as soon as is practicable. The director or his designee shall afford the grievant an opportunity to present his viewpoint and shall attempt to resolve the grievance amicably.

James V. Soileau
Executive Director

RULE

**Department of Environmental Quality
Office of Solid and Hazardous Waste
Hazardous Waste Division**

Under the authority of the Louisiana Environmental Quality Act of 1983, R.S. 30:1136 A(1) and (5), and in accordance with the provisions of the Louisiana Administrative Procedure Act, R.S. 49:950 et seq., the secretary of the Department of Environmental Quality, Patricia L. Norton, adopted amendments to the Louisiana Hazardous Waste Regulations (LHWR) on December 10, 1985, to become effective January 1, 1986.

Rulemaking procedures to amend the LHWR were initiated by the secretary on September 25, 1985. Preceding final adoption by the secretary, these amendments were forwarded to, and found acceptable by, the Joint Committees on Natural Resources.

The amendments to the LHWR (Chapters 1, 2, 17, 21, 22, 23, and 24) redefine solid waste. These amendments more fully

define the responsibilities of the recycle, reuse industry with respect to the Hazardous Waste Program by adding new technical and permitting requirements to the regulations, as a result of redefining solid waste.

No later than March 31, 1986, all generators, transporters, recyclers, and treatment storage and disposal facilities affected by these amendments must file notification or revise previously filed notifications, to reflect that activity, as required by these amendments.

Persons requesting copies and/or further information concerning the LHWR amendments may contact Joan Albritton, Department of Environmental Quality, Hazardous Waste Division, Box 44307, Baton Rouge, LA 70804-4307 or phone (504) 342-4685.

Patricia L. Norton
Secretary

RULE

**Department of Environmental Quality
Office of Solid and Hazardous Waste
Part XI. Groundwater Protection**

CHAPTER 3. Underground Storage Tank Regulations

§301. Authority

Rules and regulations to control the release of regulated substances and petroleum from underground product storage tanks are hereby established by the Department of Environmental Quality as mandated by the Environmental Quality Act, R.S. 30:1051 et seq., which is the state's response to P. L. 94-580, the Resource Conservation and Recovery Act of 1976 (RCRA) as amended, in particular Subtitle I.

§303. Purpose

A. These rules and regulations serve the following purposes:

1. to protect the health and well-being of the people of the State of Louisiana and to prevent damage to property or the environment;
2. to require registration of underground storage tanks containing regulated substances as defined herein; and
3. to require reporting of releases and the taking of corrective action in response to releases from underground storage tanks.

§305. Program Scope

A. These rules and regulations apply to owners and operators of underground storage tanks that store regulated substances, except as follows:

1. farm or residential tanks with a capacity of less than 500 gallons used for storing motor fuel for non-commercial purposes;
2. tanks used for storing heating oil for consumptive use on the premises where stored;
3. septic tanks;
4. pipeline facilities (including gathering lines) otherwise regulated;
5. surface impoundments, pits, ponds or lagoons;
6. stormwater or wastewater collection systems;
7. flow-through process tanks;
8. liquid traps or associated gathering lines directly related to oil or gas production and gathering operations; or
9. storage tanks situated in an underground area (such as a basement, cellar, mineworking, drift, shaft, or tunnel) if the tank is situated upon or above the surface of the floor.

§307. Definitions

For all purposes of these rules and regulations, the terms defined herein shall have the following meanings, unless the context of use clearly indicates otherwise:

Administrative Authority—the secretary of the Department of Environmental Quality.

Aquifer—a geologic formation or stratum, including all interconnected water-bearing zones, capable of producing free water as from a well or spring, and this specifically includes the shallow water table.

Environmental Quality Act—Act 449 of the 1979 Louisiana Legislature which established Sections 1051 et seq. of Title 30 of the Louisiana Revised Statutes of 1950 and any subsequent amendments to those sections.

Equivalent Method—any testing or analytical method approved by the administrative authority.

Groundwater—water in the saturated (phreatic) zone beneath the ground surface.

Inert Material—a solid material which will not react with a regulated substance and will not decompose, e.g., sand or concrete.

Non-operational Underground Storage Tank—any underground storage tank into which regulated substances are not currently being deposited or from which regulated substances are not currently being dispensed.

Operator—any person in control of, or having responsibility for the daily operation of an underground storage tank(s).

Owner—(1.) in the case of an underground storage tank in use on November 8, 1984 or brought into use after that date, any person who owns an underground storage tank used for the storage, use, or dispensing of regulated substances; and (2.) in the case of any underground storage tank in use before November 8, 1984 but no longer in use on or after that date, any person who owned such tank immediately before the discontinuation of its use.

Person—an individual, trust, firm, joint stock company, corporation (including a government corporation), partnership, association, consortium, joint venture, commercial entity, the United States Government, state, municipality, commission, political subdivision of the state, or any interstate body.

Regulated Substance—(1.) any substance defined in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (but not including any substance regulated as a hazardous waste under Subtitle C of the Solid Waste Disposal Act as amended by RCRA); and (2.) petroleum, including crude oil or any fraction thereof which is liquid at standard conditions of temperature and pressure (60 degrees Fahrenheit and 14.7 pounds per square inch absolute).

Release—any spilling, leaking, emitting, discharging, escaping, leaching, or disposing, intentional or otherwise, from an underground storage tank into groundwater, surface water, or subsurface soils.

Underground Storage Tank—any one or combination of tanks (including underground pipes connected thereto) which is used to contain an accumulation of regulated substances, and the volume of which (including the volume of the underground pipes connected thereto) is 10 percent or more beneath the surface of the ground.

Waste—any material for which no use or reuse is intended and which is to be discarded.

§309. Registration

A. All owners of underground storage tanks containing a regulated substance on or before May 8, 1986 must register with the Department of Environmental Quality (hereinafter called the department) by that date. A copy of the registration shall be kept at each facility where an underground storage tank is located, and the copy must be available for inspection.

1. Existing Tanks

Owners of underground storage tanks in existence as of May 8, 1986 must register on a form approved by the department. The

registration form shall include, as a minimum, the following information: the date the tank was brought into use, the age, capacity, material type, location, use(s), and contents of the tank, whether or not it is a replacement tank and, if so, whether or not there was release from the previous tank, as well as other pertinent information requested on the form.

2. New Tanks

Owners of underground storage tanks brought into use after May 8, 1986 must register the tanks with the department within 30 days of installation on a form approved by the department. The registration form shall include, as a minimum, the following information: the date the tank was brought into use, the age, capacity, material type, location, use(s), and contents of the tank, as well as other pertinent information requested on the form.

3. Non-operational Tanks

Owners of underground storage tanks taken out of operation prior to January 1, 1974 are not required to register with the department. Owners of underground storage tanks taken out of operation and still in the ground after January 1, 1974 are required to register with the department on a form approved by the department, unless the owner certifies to the department that the tank was emptied of its contents and filled with an inert material. The registration form shall include, as a minimum, the following information: the date the tank was taken out of operation, the age of the tank on the date taken out of operation, the capacity, material type and location of the tank, and identification and quantity of substances left stored in the tank on the date it was taken out of operation, as well as other pertinent information requested on the form.

4. Underground storage tanks of less than 500 gallon capacity, which are required to be registered by the Environmental Protection Agency, shall likewise register with the state; however, these tanks are exempt from fees and regulations.

§311. Fees

These rules and regulations provide for the imposition and collection of a registration fee and an annual monitoring and maintenance fee.

A. Registration Fee

The owners of operational or non-operational underground storage tanks containing regulated substances must submit with the registration form the payment of the registration fee for each underground storage tank according to the following schedule:

1. For any substance defined in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (but not including any substance regulated as a hazardous waste under subtitle C of the Solid Waste Disposal Act as amended by RCRA) - \$25.

2. For petroleum, including crude oil or any fraction thereof which is liquid at standard conditions of temperature and pressure (60 degrees Fahrenheit and 14.7 pounds per square inch absolute) - \$15.

B. In no case shall one owner be required to pay an aggregate registration fee in excess of \$1,000.

C. Annual Monitoring and Maintenance Fee

On or before May 8 of each year commencing on May 8, 1987, an annual monitoring and maintenance fee per tank shall be paid by the owner according to the following fee schedule:

1. For any substance defined in the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (but not including any substance regulated as a hazardous waste under subtitle C of the Solid Waste Disposal Act as amended by RCRA) - \$25.

2. For petroleum, including crude oil or any fraction thereof which is liquid at standard conditions of temperature and pressure

(60 degrees Fahrenheit and 14.7 pounds per square inch absolute), as follows:

Capacity of tank (gallons)	Fee
1,000 - 1,999	\$ 5
2,000 - 9,999	10
10,000 and greater	15

The volume of the underground pipes need not be considered for the purpose of determining the fee.

D. Method of Payment

Fees shall be paid by check or money order payable to the Department of Environmental Quality and mailed to the attention of the Underground Tank Program at the following address: Department of Environmental Quality, Office of Solid and Hazardous Waste, Underground Tank Program, Box 44274, Baton Rouge, LA 70804-4274.

E. Late Payment

Fees not received within 15 days after the due date will be subject to a late charge of an additional 10 percent per month.

F. Failure to Pay

Failure to pay the prescribed registration or annual fee as provided herein will constitute a violation of these regulations and shall subject the owner to applicable enforcement actions under the Louisiana Environmental Quality Act.

§313. Tank Standards

A. As of the effective date of these regulations, no underground storage tank may be installed unless such tank:

1. will prevent releases due to corrosion or structural failure for the operational life of the tank; and
2. is cathodically protected against corrosion including the metal piping, or constructed of non-corrosive material, or steel clad with non-corrosive material, or designed and installed in such a manner as to prevent the release or possible release of any stored substance; and
3. is constructed of or lined with material that is compatible with the substance to be stored; and
4. is installed in accordance with all other applicable state laws, regulations and permit conditions.

§315. Enforcement

Failure to comply with any provisions of these regulations or any order issued hereunder constitutes a violation of the act.

§317. Reporting of Releases

In addition to the registration requirements above, the owner or operator is required to report in writing to the department within 10 working days, any release or reasonable suspicion of a release of a regulated substance from an underground storage tank. Detection methods currently include, but are not limited to: using a leak detection system, tank testing system, inventory control system, or equivalent method designed to identify releases. The report shall include, to the extent possible, the name, address, and telephone number of the owner of the underground storage tank, the type of material released or threatened to be released, the date the release occurred or is suspected to have occurred, estimations on the quantity of material released, the location of the tank, and the name and telephone of the person making the report.

§319. Corrective Action

A. Upon the receipt of a report of a release or a suspected release of a regulated substance from an underground storage tank, or of other information which indicates that a release has occurred, the administrative authority may require any owners or operators of underground storage tanks which may have contributed to such a release to perform such tests and investigations as the administrative authority deems necessary to protect human health, the environment, and more particularly groundwater and aquifers of the state. Upon completion of the required tests or investigations, a report shall be submitted to the department docu-

menting the findings of the investigation and presenting a Corrective Action Plan designed to remove, abate or mitigate the release. The Corrective Action Plan shall be subject to the approval of the administrative authority. Upon approval, the plan shall be implemented within 30 days by the owner or operator and completed according to the approved schedule. Any materials, wastes, or regulated substances removed from the soil or groundwater as a result of corrective action shall be subject to all applicable regulations of the Department of Environmental Quality.

B. Whenever there is a release of a regulated substance which constitutes an emergency such that human health or the environment is immediately threatened, all reasonable measures must be taken to ensure that the emergency is mitigated, and that additional releases do not occur, recur, or migrate. Submittal of notice and a Corrective Action Plan shall also be required by the department, according to the procedures stated above.

Patricia L. Norton

Secretary

RULE

Office of the Governor Commission on Law Enforcement and Administration of Criminal Justice

1984 Justice Assistance Act Guidelines

The following guidelines will apply to crime control grant funds received under the 1984 Justice Assistance Act. (P.L. 98:473).

Prohibitions:

1. "Grant funds awarded under this Part shall not be used for the purchase of equipment or hardware or the payment of personnel costs unless the cost of such purchases and payments is incurred as an incidental and necessary part of a program . . ."
2. Grant funds cannot be used to provide "basic law enforcement training. Advanced training and jailer training are eligible for funding.
3. Construction, renovation, repairs, remodeling and land procurement are prohibited.
4. Use of crime assistance funds for "supplanting" is prohibited. "Supplanting" as used in federal acts and federal guidelines generally prohibits the use of federal funds to support personnel or an activity which has, in the past, been supported by local or state funds. Thus, if local or state funds have been used to cover upkeep of an automobile, federal funds cannot be used as a replacement for those local funds. If a personnel position salary has been paid through the use of local or state funds, then federal funds cannot be used to support that position. If an individual employee is moved from his old job to a new job supported by federal funds, then another individual must be hired to man the old position and the salary must be paid for through the use of local funds.

Grant Period:

5. Grants will be awarded for a maximum of the year in which the award is made plus two additional years.

Note: The Justice Assistance Act provides for an absolute four-year limit in project duration. Included in the four years is any funding period obtained in the past through the use of Law Enforcement Assistance Administration (LEAA) funds or other federal funds. Thus, if a project received two years of funding under LEAA, no more than two years' funding is available under this amended version of the Act.

6. Once the Department of Justice "approves" an application from a state, no programs other than those outlined in application may be funded.

Audit:

7. Federal audit requirements (A-128) will apply to all

projects. Reasonable audit costs may be a part of the grant application budget.

Paperwork:

8. All required federal documentation must be completed by the district program director or the agency and returned to the Louisiana Commission on Law Enforcement staff prior to final drawdown. Before continuation funding can be contained on any project, all required federal documentation must have been submitted to the commission staff.

Match:

9. The Justice Assistance Act requires 50 percent hard cash match. Match must be identifiable within the agency budget unit or be identifiable as funds supplied for match purposes by individuals, corporations, organizations, etc. Local units of government may cooperate in the inception, operation, and funding of a joint project. In this case, the match supplied by each unit must be identifiable.

Eligible Entities:

10. Only local units of government are eligible to apply for grants under this program. However, the local unit of government may then contract with a private, non-profit organization to carry out all or part of the project.

Michael A. Ranatza
Executive Director

RULE

Department of Health and Human Resources Board for Hearing Aid Dealers

The Board for Hearing Aid Dealers adopted the following revised and amended bylaws effective December 20, 1985. This is consistent with R.S. 37:2457 (9) which allows the board to make and publish rules and regulations.

BYLAWS

OF

LOUISIANA BOARD FOR HEARING AID DEALERS

ARTICLE I

OFFICES OF THE BOARD

SECTION 1. The offices of the Louisiana Board for Hearing Aid Dealers shall be at Post Office Box 499, Baton Rouge, Louisiana, 70821. It may have offices at such other places as the board may designate from time to time, or as the business of the board may require.

ARTICLE II

MEETINGS OF THE BOARD

Section 1. As required by R.S. 37:2458 the Louisiana Board for Hearing Aid Dealers shall meet at least once each year in the month of January, and should the designated day be a recognized state holiday, then on the first legal day following. This date shall be designated as the annual meeting of the Louisiana Board for Hearing Aid Dealers.

Section 2. At such annual meeting the members of the Louisiana Board for Hearing Aid Dealers shall elect, by majority vote of those members present, a chairperson and a secretary-treasurer, who will serve in such office until the next annual meeting.

Section 3. The chairperson of Louisiana Board for Hearing Aid Dealers shall also have the authority to call other meetings of the board to carry out the purposes of the board, provided that written notice of such meetings be mailed to the last known address of all members of the board at least seven days before such meeting.

Section 4. Unless otherwise specified for in other sections of these bylaws, a majority of the board shall constitute a quorum

for the transaction of business at any meeting, annual or special, and any business transaction shall be legal, valid, and binding.

ARTICLE III

DUTIES AND POWERS OF THE BOARD

Section 1. It shall be the duty of the chairperson to preside at all meetings, or in case of his/her inability to attend any meeting, to designate one of the members of the board to preside in his/her stead. Chairperson will exercise a general supervision of the affairs of the board and shall have the usual powers of such office and any other powers and duties as the board may direct. He/she shall, with the secretary-treasurer, sign all licenses and certificates issued by the board.

Section 2. It shall be the duty of the secretary-treasurer to keep all the minutes and records of the board. Secretary-treasurer shall have custody of all monies received by the board including application fees, license fees, renewal fees, fines, penalties, and other payments. Secretary-treasurer shall be responsible, with the approval of the board, for the preparation of the annual budget of the board and the approval of the budget. He/she shall, with the chairperson, sign all licenses and certificates issued by the board. The secretary-treasurer will execute a bond in the amount and manner acceptable to the board. The premium on said bond to be paid out of the funds in the hands of (controlled by) the board.

Section 3. It shall be the duty of board members to inspect offices in their area within a four-year time frame. The first year a new board member is appointed or reappointed, he/she shall call on each office in his/her area to introduce himself or herself and to inspect the office. Any new office/dealer in his/her district should be inspected within 90 days.

Section 4. The powers of the board are defined in R.S. 37:2457, and are hereby made a part of these bylaws.

ARTICLE IV

COMMITTEES

Section 1. The chairperson of the Louisiana Board for Hearing Aid Dealers shall have the authority to appoint committees to assist the board in any and all matters regarding the purposes of the board, provided that all persons so appointed must be licensed hearing aid dealers and each committee so appointed will contain at least one member who shall also be a member of the Louisiana Board for Hearing Aid Dealers, who shall be appointed to head the committee.

Section 2. Any and all members of any committee appointed by the chairperson shall serve at the discretion of the chairperson.

Section 3. All committees appointed by the chairperson shall present written reports of activities, accomplishments, and proposed programs at all meetings of the Louisiana Board for Hearing Aid Dealers.

ARTICLE V

APPLICATION FOR LICENSE

Section 1. Every person requesting an application for a license or certificate of endorsement under R.S. 37:2440-2466 shall be furnished the necessary form.

Section 2. The application forms shall be designed to provide the board with the information necessary to satisfy itself that all requirements pertaining to R.S. 37:2440-2466 are being fulfilled.

Section 3. Failure to complete all forms and provide all information required may be just cause for the application to be rejected by the board and returned to the applicant.

Section 4. All applications shall be subscribed by the applicant and sworn to before a Notary Public, and in the case of the temporary license, the sponsor's statement shall be notarized.

Section 5. The application shall be accompanied by a certified check or postal money order in the amount specified by R.S.

37:2445. It shall be understood by the applicant that the application fee is to cover the cost of administration and shall not be refunded.

Section 6. Any person furnishing false information in such application shall be denied the right to the examination, or if the applicant has already been licensed before the falseness of such information has been made known to the board, such license shall be subject to suspension or revocation, and the applicant may be subject to prosecution for fraud and/or perjury.

Section 7. Applications for examination must be received at least 30 days prior to the next scheduled examination to be eligible to take said examination.

Section 8. All applicants being issued a temporary license four months prior to the next scheduled examination, shall be required to take said examination.

ARTICLE VI EXAMINATIONS

Section 1. Examinations for applicants applying for license shall be given during the month of January of each year and on any other dates that the board may designate.

Section 2. The examinations for licensing shall be procured by the board.

Section 3. All applicants for licensing will be given written notice of the next pending examination at least 30 days before the date of the examination. Such written notice should contain the exact time of the examination and the location of the examination.

Section 4. Examinations shall be both written and practical and shall be reviewed from time to time by the board with the objective of keeping them current with the accepted knowledge of the field of hearing aid technology.

Section 5. At the examination each applicant will be furnished an identification number, which the applicant is to record on his examination. The name of the applicant is not to appear on examination.

Section 6. The examination of each applicant is to be graded by board members. Board shall not be furnished with the applicant's name, but only with an identification number.

Section 7. There will be no rehearing or appeal from the decision of the board regarding the granting or denial of an application for a license.

Section 8. Within 10 days after grading the examination, the board shall notify applicant, in writing, regarding the board's decision to grant or deny a license to the applicant.

ARTICLE VII REINSTATEMENT OF LICENSE

Section 1. Reinstatement will only be allowed when applicant has proof of 10 hours continuing education for previous year. If educational requirements are not met, said person will be required to apply to take the examination under a full license application.

ARTICLE VIII UNETHICAL CONDUCT

Section 1. It shall be the responsibility of each holder of a license, temporary license, or certificate of endorsement under R.S. 37:2440-2466 to be familiar with and to avoid commission of any of the acts regarded as unethical practices. Full responsibility for the ethical conduct of a temporary licensee shall rest with the license or certificate holder who sponsored this application for a temporary license; provided, however, that such sponsoring license or certificate holder may relieve himself or herself of such responsibility by discharging the holder of the temporary license, returning said license by registered mail, to the board, together with a letter explaining fully the circumstances under which the temporary license holder was separated from the employment of the

sponsor. If the certificate cannot be returned, full explanation shall be included in the same letter.

ARTICLE IX REVOCATION OR SUSPENSION OF LICENSE

Section 1. There shall be appointed by the chairperson of the board for Hearing Aid Dealers an Ethics Committee of not less than five members, each of whom must be from a different district, and one of whom shall be a member of the board who shall serve as chairperson.

Section 2. The Ethics Committee will meet at the discretion of its chairperson.

Section 3. The purpose of the Ethics Committee is to investigate all written complaints regarding violations of R.S. 37:2440-2466 either of licensed hearing aid dealers or of any other person or entities. It is a further purpose of this committee to render written opinions to any person applying in writing for same, regarding proposed actions by the applying party.

Section 4. Upon receipt of a valid written complaint, the Ethics Committee shall furnish to the accused party a copy of the written complaint, and shall request from the accused party a written answer to the said complaint.

Section 5. In addition to the written answer of the accused party, the accused party shall also have the right to appear before the Ethics Committee in person to make any explanations or to give testimony in his/her defense.

Section 6. After the Ethics Committee has investigated and considered the complaint, and if the committee is of the opinion that the complaint is justified and that disciplinary action is needed, it shall then file with the board a written report of its findings of fact and opinion.

If the committee is of the opinion that the complaint is not justified then, in that event, it shall notify the complaining party and the accused party in writing of their decision.

Section 7. Upon receipt of the written report from the Ethics Committee, the board shall consider the report and may additionally investigate the complaint.

Section 8. After due consideration of the written complaint, the written answer to the complaint, if any, all evidence offered, the written report of the Ethics Committee, and any additional investigation by the board, the Louisiana Board for Hearing Aid Dealers may

- (a) dismiss the complaint as being unjustified;
- (b) take action under R.S. 37:2461;
- (c) in the event, the accused party is a temporary licensed or licensed hearing aid dealer, take action under R.S. 37:2462, to revoke or suspend the temporary license or license of the accused party.

Section 9. In the event that the board should seek the suspension or revocation of the license or temporary license of the accused party, the board shall

- (a) set a time, date and location for a public hearing on the merits of the complaint;
- (b) notify in writing the accused party of the time, date and location of such public hearing and furnish him/her with the specific charges of the complaint at least 30 days before such hearing;
- (c) subpoena, compel the attendance and testimony of witnesses for the board and for the accused party;
- (d) employ a public stenographer to transcribe all testimony adduced at the hearing;
- (e) apply the rules of evidence of the Louisiana Code of Civil Procedure at the said hearing;
- (f) a majority of the board will preside over the said public hearing;
- (g) obtain the services of legal counsel to assist the board at the hearing;

(h) within 60 days after the hearing render its decision and reasons in writing, a copy of which is to be mailed to the complainant and the accused licensed hearing aid dealers.

ARTICLE X DISPLAY OF LICENSE

Section 1. On application to the board, each hearing aid dealer shall state the name and location of the office or place of business where his license or certificate will be regularly displayed. Such office shall be accessible to the public during reasonable business hours and shall contain adequate equipment and supplies for serving the needs of the licensee's clientele and such office and equipment shall at all times be kept in a sanitary condition.

Section 2. In any case where the office of the license or a certificate holder is to be removed from the address shown in the files of the secretary-treasurer of the board, notice of such change must be filed with the secretary-treasurer, together with the new address, within five working days of such removal. Failure to give such notice shall be deemed just cause by the board to refuse him renewal of license.

Section 3. An identification card will be issued to each license or certificate holder which shall list the location of the office where his/her certificate is displayed and which he/she shall be required to keep in his/her possession at all times during the performance of his/her duties. On the request of any client or prospective client, a board member, or any peace officer, he/she shall permit identification card to be inspected for the purpose of identification.

Section 4. In any case where a temporary license holder is separated from the employment of their sponsor for any cause, license holder shall surrender identification card to their sponsor for return to the board with his/her temporary license certificate. Upon application of a new sponsor, a new identification card will be issued to the temporary license holder and original certificate shall be forwarded to the new sponsor.

Section 5. All persons holding temporary licenses must work out of the office of the sponsor, where the sponsor is permanently and regularly located, and must be directly supervised by the fully licensed sponsor. Exceptions to this ruling must be hardship cases, such as death or disabling illness of sole owner of business, each case to be handled individually by the board.

Section 6. All sub-offices shall be managed by a fully licensed dealer.

ARTICLE XI STATUS OF BYLAWS

Section 1. These bylaws being for the regulation of the practice of selling and fitting hearing aids and the protection of the hearing handicapped public, the provisions hereby are declared to be separable and the invalidity of any rules, clause, sentence, paragraph, or section hereof shall not affect the validity of the remainder thereof.

Section 2. Any of the above requirements and regulations are subject to change at any time at the will of the majority of the board.

Harvey McMillin
Chairman

RULE

Department of Health and Human Resources Board of Examiners for Nursing Home Administrators

In accordance with the notice of intent published in the October 1985 *Louisiana Register*, the Louisiana Board of Examiners for Nursing Home Administrators announces the adoption of the following rules, effective December 20, 1985:

Rule 11. Every candidate for licensing as a nursing home

administrator shall be required to pass the State Standards by a score of at least 75 percent and the National Association of Boards examination by a score of 113.

Rule 18. D. Voluntary surrender of a license is allowed provided a statement is signed and notarized by licensee stating his/her desire to submit to voluntary surrender of license and all benefits thereof, except no person may surrender his/her license while under investigation or indictment on any matter pertaining to the operation of a nursing home.

Rule 19. A. Such proceedings shall begin by the filing of written charges with the board. Thereupon the chairman shall initiate an investigation of such charges, and, if indicated, shall designate three or more of its members thereof as a hearing committee or other qualified person as a hearing officer to hear the charges and report to the board thereon.

Winborn E. Davis
Executive Director

RULE

Department of Health and Human Resources Board of Examiners for Sanitarians

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, and R.S. 37:2102, the State Board of Examiners for Sanitarians adopted the following bylaws and general regulations.

Chapter 1. General Provisions

§101. Meetings of the Board

A. Regular business meetings of the board shall be held at the place so designated by the chairman.

B. There shall be two regular meetings of the board each calendar year with one meeting in the spring and one in the fall.

C. The fall meeting shall be the annual meeting.

D. Special meetings may be called by the chairman whenever, in his opinion, such a meeting is necessary for the efficient operation of the board.

E. At least 10 days notice shall be given each member of the board prior to the date of the meeting, except in emergencies.

F. Four members of the board shall constitute a quorum.

§103. Officers of the Board

A. The officers of the board shall be elected at each annual meeting.

B. The term of the officers shall be for one year.

C. Officers may be reelected for additional terms.

D. The officers shall consist of a chairman, vice-chairman, and secretary.

E. The secretary shall serve as treasurer.

§105. Duties of the Officers

A. The chairman shall preside at all meetings. He shall appoint all committees and perform all other duties pertaining to his office.

B. The vice-chairman shall serve in the absence of the chairman.

C. In the absence of the chairman and vice-chairman, the secretary shall serve.

D. The board shall maintain a list of registered sanitarians registered with the board. An applicant must notify the board of his place of employment.

Chapter 13. Fees

§1301. Fees

A. The board shall fix the amounts of the temporary permit review fee, temporary permit renewal fee, examination fee and license renewal fee at the fall meeting.

B. The said fees when thus fixed shall apply to the next calendar year beginning January 1.

§1303. Enforcement of R.S. 37:2102 et seq.

A. When violations or suspected violations of the law are brought to the attention of the board, the board shall cause to be made through a thorough investigation of the alleged violation, and shall, if the investigation indicates, file mandamus or injunction suits for the purpose of enforcing the provisions of the said law or regulations of the board.

B. The board shall direct the secretary to take action in the board's behalf as is necessary.

Chapter 15. Qualification Requirements

§1501. Qualifications

A. The qualifications required of an applicant for a sanitarian permit shall be:

1. Graduation from an accredited college or university, with a bachelor's degree and concentration of courses in the general area of environmental health. In lieu thereof, an applicant may offer a bachelor's degree which includes at least 30 semester hours (or the equivalent) of courses in the physical and biological sciences, with minimum of six hours in the physical sciences and a minimum of 10 hours in the biological sciences. The physical sciences will be said to include only chemistry and physics; the biological sciences include but are not limited to biology, entomology, microbiology, zoology, and such applied sciences as animal husbandry, dairy husbandry, environmental sciences, environmental engineering, and veterinary science.

2. The board may by further regulation require, also, that the field experience include specified phases of Environmental Health and the applicant complete a short intensive training course in Environmental Health.

B. Applicants for examination shall have the college or university which they attend transmit a transcript of their college credits to the secretary of the board.

C. The secretary shall:

1. Keep all records of the meetings and shall submit copies of the minutes of such meetings to each board member within 30 days of the meeting.

2. Maintain a correct register of all sanitarians who are duly licensed and registered with the board.

3. Purchase all necessary supplies and perform all other duties necessary for the efficient operation of his office.

4. Maintain a depository account in the name of the Louisiana State Board of Examiners for Sanitarians, and deposit therein all monies paid into the board, keeping a correct record of such funds in ledgers and journals furnished by the board.

5. Pay all bills authorized and/or contracted for, by the board, keeping proper and correct record of all such disbursements. These records shall be subject to auditing by the state auditor.

6. Issue temporary permits pending the conducting of examinations to applicants who appear to have the necessary qualifications.

7. Send copies of the minutes of each meeting to each registered sanitarian, within 60 days of the date of the meeting.

8. Send copies of tentative agenda to all board members at least 10 days prior to each regular meeting.

D. The secretary shall select a depository for the deposit of funds received by the board.

E. Checks for the disbursements of all such funds shall be signed by the vice-chairman and countersigned by the secretary.

§107. Amendments to the Bylaws

These bylaws [§101 through §107] may be amended at any regular or special meeting, by a majority vote of the members provided that each member of the board be notified of the proposed amendment at least 10 days prior to the effective date of the meeting.

Chapter 3. Application

§301. Submitting Application for Examination

Any person aspiring to become a licensed sanitarian in the State of Louisiana, must submit an application, applicable fee and official transcript to the board.

§303. Deposit of Examination Fee

A. The board shall require from each applicant the appropriate transcript review fee, the amount of said fee to be set by the board at the annual fall meeting.

B. The transcript review fee shall be retained by the board even though the applicant is found not to be qualified for a temporary sanitarian's permit.

Chapter 5. Examinations

§501. Examinations

A. The board shall:

1. Examine all qualified applicants for licenses to practice as sanitarians, the examination to consist of a written and oral examination.

2. Prepare such examinations and select or appoint individuals to conduct the examinations, provided that at least two sanitarian members of the board shall be present to assist in the conduct of the examination.

B. The board may by regulation:

1. Waive the written examination of sanitarians holding sanitarians licenses under the laws of other states, provided a written examination has been taken in that state by the applicants, and also providing that applicant meets qualification requirements of Article IX of these general regulations.

2. Waive the written examination of persons who have successfully passed federal or national sanitarian examinations, approved by the board.

3. Every applicant must take the oral examination.

C. The waiver of written examinations as provided in Article II, Section 2 of these general regulations does not exempt the applicant from the payment of the examination fee.

D. The examination shall be offered at least twice a year.

Chapter 7. Licenses

§701. Requirements

When an applicant meets the qualifications and passes the examination, he shall be issued a license to practice as a sanitarian in the State of Louisiana.

§703. Failure to Take Examination

A. Failure of applicant to take the examination after being duly notified will forfeit applicant's right of temporary permit.

B. To obtain a license, the temporary permit holder must have successfully completed one year of field experience in environmental health acceptable to the board.

§705. Renewal of License

A. Every license issued by the board shall be renewed annually on or before January 15 of each calendar year, and any license not renewed within 30 days after the renewal date shall be suspended.

B. A license suspended for delinquency of renewal may be renewed within 30 days of the suspension date by the payment of renewal fee, and in addition the payment of a delinquency penalty charge. Said delinquency penalty charge shall be fixed at an amount equal to 50 percent of the regular renewal fee.

C. A license may be renewed after a lapse of 30 days from the date of suspension, only by action of the board and payment of renewal fees and delinquency penalty charges as the board may assess each individual case, and provided that the applicant meets with the basic educational requirements in effect at the time of application for reinstatement.

D. A license revoked for cause by the board may be reinstated only by the action of the board.

Chapter 9. Temporary Permits

§901. Qualifications

The board shall issue temporary permits to sanitarians who qualify under R.S. 37:2106.

§903. Effective Period

Temporary permits shall be valid for a period not to exceed a period of one year for non-practicing sanitarians. A temporary permit may be renewed upon receipt of written request and applicable fee. Practicing sanitarians shall complete all requirements for the license within one year from date of employment.

§905. Permit Fee

The board shall charge a fee for said temporary permit, the amount of the fee to be fixed by the board.

Chapter 11. Registration

§1101. Registration

A. By virtue of being licensed by the board, a sanitarian will be registered with the board and shall be assigned a registration number.

B. A sanitarian having satisfactorily met the requirements of the board is entitled to recognition as a registered sanitarian, licensed to practice as a sanitarian in the State of Louisiana.

C. All prospective examinees must successfully complete the Centers for Disease Control's homestudy course "Community Hygiene" which constitutes a prerequisite to the examination. Applications are available from the regional sanitarian of the Office of Preventive and Public Health Services or the board.

Robert V. Westmoreland
Chairman

RULE

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, proposes to adopt a rule in the Aid to Families with Dependent Children (AFDC) and Refugee Cash Assistance (RCA) programs as provided for in Federal Regulations 45CFR 233.36 regarding monthly reporting.
Final Rulemaking

RULE

The rule entitled "Monthly Reporting in the AFDC and Refugee Resettlement Programs" published in the *Louisiana Register*, Volume 8, Number 7, page 343, dated July 20, 1982, is hereby repealed.

The rule entitled "Retrospective Budgeting and Monthly Reporting in the AFDC and Refugee Resettlement Program" published in the *Louisiana Register* Vol. 9, No. 10, page 684, dated October 20, 1983, is hereby amended in its entirety.

Effective January 1, 1986, only AFDC and RCA recipients included in certifications with the following characteristics shall be included in monthly reporting.

- (1) earned income;
- (2) voluntary contributions;
- (3) unemployment compensation;
- (4) cases with recent work history (defined as those cases certified in which any member of the income unit was employed within the three prior months);
- (5) cases losing characteristics (1) through (3) above will remain in monthly reporting for three months subsequent to the loss of the characteristics.

NOTE: AFDC and E related Medically Needy Program certifications and discontinued AFDC and RCA cases are excluded from monthly reporting.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, is adopting a rule in the Food Stamp Program as mandated by Federal Regulations 7 CFR S271 et seq., as published in the *Federal Register* of Tuesday, May 25, 1982, Vol. 47, No. 101 pp. 22684-22701 regarding monthly reporting and retrospective budgeting. The categories of recipients required to report monthly or periodically are based on a waiver of federal regulations set forth in 7 CFR 273.21 and approved by the Food and Nutrition Service, United States Department of Agriculture.
Final Rulemaking

RULE

The rule, entitled "Implementation of Monthly Reporting and Retrospective Budgeting in the Food Stamp Program", published in the *Louisiana Register*, Vol. 9, No. 10, page 685, dated October 20, 1983 is hereby amended in its entirety.

I. Monthly Reporting

The following Food Stamp households shall be required to report monthly:

1. public assistance food stamp households who are required to report for public assistance purposes.
2. nonpublic assistance food stamp households consisting of five persons and households consisting of seven or more persons with the exception of those households whose only countable gross income consists of self-employment which is received other than monthly.

Remaining households, other than those excluded by Law, would periodically report at six month intervals with the redetermination of eligibility serving as the periodic report except that those households with no countable gross income would periodically report at three month intervals with the redetermination serving as the periodic report, and those households whose only countable gross income consists of self-employment which is received other than monthly would periodically report at 12 month intervals with the redetermination serving as the periodic report.

Households excluded by Law are migrant farmworker households in the migrant job stream and households that have no earned income and in which all adult members are elderly or disabled as defined in §12-200 of the Food Stamp Program Operating Guidelines.

Food stamp recipients subject to monthly reporting will be required to submit a monthly report of the household's income and circumstances for the prior month including verification to the local Office of Family Security (OFS).

The monthly reports shall be submitted to the local Office of Family Security by the tenth day of each month or the next working day if the tenth is a holiday or weekend. Failure to submit a complete report each month, including verification, may result in suspension or closure of the case.

II. Budgeting

Eligibility will be determined prospectively.

Food Stamp cases, not subject to monthly reporting, shall have benefits computed prospectively based on the agency's best estimate of the income and circumstances which will exist in the month benefits are issued.

All cases in monthly reporting shall have their benefits determined retrospectively in accordance with procedures currently in effect. The amount of benefits for food stamp recipients in monthly reporting will be based on the actual income and circumstances which existed in the second prior month, with the exception of the following types of income in the food stamp case which require special treatment:

1) Income from self-employment which is received other than monthly shall be annualized as set forth in the OFS Food Stamp Operating Guidelines, § 12-239.

2) Annual income received by contract in less than one year shall be prorated over the period the income is intended to cover as set forth in the OFS Food Stamp Program Operating Guidelines, §12-237; or

3) Non-excluded scholarships, deferred educational loans, fellowships, veterans educational benefits, and other educational grants shall be prorated over the period they are intended to cover as set forth in the OFS Food Stamp Program Operating Guidelines, §12-236.

The rule entitled "Retrospective Budgeting" published in the *Louisiana Register* Vol. 8, No. 5, Page 238, dated May 20, 1982 is amended to remove Public Assistance Food Stamp households from retrospective budgeting unless they are required to monthly reports.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, will delete the provision which requires prior authorization for certain elective surgeries to be reimbursed under the Medical Assistance Program.

Summary

In an effort to prevent unnecessary surgeries being reimbursed by Medicaid, in January, 1983, a requirement for prior authorization by the Office of Family Security for 35 elective surgical procedures was implemented. Medical review for the necessity of these surgeries was accomplished by submittal of a request form and additional medical documentation if requested retroactively when performed on an emergency basis. A recent study by the agency determined that this prior authorization requirement did not significantly reduce the number of surgeries performed as nearly all requests met the medical necessity criteria. Therefore, as the impact of this requirement is negligible in comparison to the substantial administrative costs incurred in the review process, the requirement for prior authorization is being deleted. Review of surgeries on a post payment basis shall continue in accordance with federal requirements.

Final Rulemaking

RULE

Effective for services or admissions on or after December 20, 1985, the Medical Assistance Program shall delete the provision which requires prior authorization for certain elective surgical procedures as found in the Title XIX State Plan, Attachment 3.1A, Item 5.

The provision being deleted was originally published in the December 20, 1982 *Louisiana Register* (Volume 8, Number 12, page 650).

Regulatory Exception

Upon final state approval of this proposed rule, implementation shall be dependent on the approval of the Health Care Financing Administration (HCFA). Disapproval of this proposal by HCFA will automatically cancel the provisions of this rule and current policy will remain in effect.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security adopts the following rule in the Medical Assistance Program.

Final Rulemaking

RULE

Effective for services provided on or after December 1, 1985, the Medical Assistance Program shall reimburse for certain surgical procedures only when performed in an ambulatory (out-patient) setting. Approval for inpatient performance of these procedures will be granted only when one or more of the following exception criteria exist, making an ambulatory setting inappropriate, and the criteria are documented in the medical record and are concurred with by the agency:

1. presence of DOCUMENTED medical condition(s) which make prolonged pre-and/or post-operative observation by a nurse or skilled medical personnel a necessity; and
2. likely to be time consuming or followed by complication;
3. if an unrelated procedure is being done simultaneously which itself requires hospitalization;
4. lack of availability of proper post-operative care;
5. likely that another major surgical procedure could follow the initial procedure (i.e. mastectomy);
6. likely to have technical difficulties as documented by admission or operative notes; and/or
7. carries high patient risk.

A physician (or other practitioner) shall not be paid for the surgery nor shall the hospital be reimbursed for accommodation and ancillary charges related to surgical procedures performed on an inpatient basis for those procedures included on this list unless approved exception requirements for hospitalization are met.

The Office of Family Security shall respond to any request for authorization for hospitalization within 30 days of receipt of such request. Authorization for any of the specified surgical procedures performed in an inpatient hospital setting on an emergency basis may be requested of the Office of Family Security by the provider submitting a request for authorization accompanied by supporting medical documentation to the Office of Family Security Medical Assistance Division Director for review and post authorization.

Reimbursement to facilities for these surgical procedures on an outpatient basis shall be a flat fee per service in accordance with four groupings, not to exceed the Medicare payment rate for these groupings. Reimbursement to providers for surgical procedures not included in these groupings is unaffected by this change.

SURGICAL PROCEDURES REIMBURSABLE ONLY WHEN PERFORMED IN AN OUTPATIENT SURGICAL SETTING UNLESS AUTHORIZED FOR HOSPITALIZATION

I. Integumentary System

Group 1

Surgical Tooth Extraction or
Dental Restoration
Alveoplasty
Benign lesion, excision (lipoma)
Skin Biopsy
Fingernail, toenail removal
Malignant lesion, excision (Basal
cell, Melanoma)

Group 2

Incision and Drainage
Removal Foreign Body

Group 3

Breast biopsy (incision, excision uni-or bilateral)
Mandible cyst excision, simple
Pilonidal cyst excision, simple, extensive
Skin graft

Group 4

Gynecomastia excision; uni-and bilateral

II. Musculoskeletal System

Group 1

Closed Reduction of Nasal Fracture
Tenotomy, hands, fingers, ankle, feet and toes
Trigger finger Release (tendon Sheath incision for)

Group 2

Phalangectomy (amputation, fingers and toes)
Sequestrectomy
Tendon Sheath Release (De Quervains)
Zygoma (Zygomatic arch) Reduction
Muscle Biopsy

Group 3

Bursectomy
Capsulectomy/capsulotomy (metacarpophalangeal and interphalangeal)
Ganglionectomy (wrist)
Neuroma excision (Morton's and cutaneous and digital nerves)
Osteotomy metatarsal (metatarsal head excision)
Tendon repair without graft, implant or transfer

Group 4

Hammertoe Repair
Boutonniere repair
Bunionectomy
Ligament repair
Neurectomy
Osteotomy
Synovectomy
Arthroscopy
Fasciectomy/Facitomy
Arthrodesis
Arthroplasty
Tendon Repair with graft, implant or transfer

III. Respiratory System

Group 1

Bronchoscopy
Excision turbinate
Laryngoscopy
Nasopharyngoscopy

Group 2

Nasal Polypectomy
Antral Window (puncture) (Sinusotomy)

Group 3

Ethmoidectomy
Irrigation Sphenoid Sinus

Group 4

Tonsillectomy
Adenoidectomy (w or w/o tubes)
Frenulectomy
Septal Reconstruction
Submucous Resection (turbinate and nasal septum)

IV. Cardivascular System

Group 1

Temporal Artery, Ligation or biopsy

Group 4

Varicose Vein Ligation

V. Hemic and Lymphatic System

Group 2

Cervical Node (lymph node) biopsy

VI. Digestive System

Group 1

Esophagoscopy
Brush biopsy of stomach
Sigmoidoscopy (also Proctosigmoidoscopy)
Gastrosocopy
Rectal Dilatation
Tongue Biopsy
Incision/Drainage Rectal Abscess

Group 2

Branchial Arch Appendage Excision
Liver Biopsy, percutaneous
Vermilionectomy (Lip peel)
Fistulectomy

Group 3

Colostomy Revision (simple)
Wedge Resection of Lip
Hemorrhoidectomy

Group 4

Peritoneoscopy (mini-laparotomy)
Herniorrhapy

VII. Urinary System

Group 1

Cystoscopy
Cystourethroscopy
Urethral Dilatation

Group 3

Transurethral Resection of Bladder Tumor (Cystourethroscopy w/ operative procedure)

VIII. Male Genital System

Group I

Testicular Biopsy
Prostate Biopsy
slitting of prepuce

Group 2

Orchiectomy

Group 3

Hydrocele excision
Circumcision (except newborn)

Group 4

Varicocele repair
Vasectomy

IX. Female Genital System

Group I

Cervical biopsy
Vaginal biopsy
Vulva (labia) biopsy
Examination under Anesthesia (pelvic)
Vaginal Stenosis Release (Dilation of Vagina under Anesthesia)
Culdoscopy (Culdocentesis)
Incision/Drainage Abscess

Group 2

Hysterosalpingogram
Perineoplasty
Vaginal tumor (cyst) excision

Group 3

Colpotomy, with exploration
Dilation and curettage,
diagnostic and/or therapeutic
(nonobstetric)
Dilation and Curettage, Therapeutic,
after abortion

Group 4

Tubal Ligation or Occlusion
Hymenotomy
Cervical Cauterization
(cryo cautery, and
laser)
Therapeutic Abortion
Laparoscopy

X. Endocrine System

Group 3

Thyroglossal Duct Cyst Removal

XI. Nervous System

Group 3

Neurolysis (including carpal tunnel
decompression)

Group 4

Ulnar Nerve Repair/Transfer

XII. Eye and Ocular Adnexa System

Group 1

Chalazion excision
Discission lens (needling of lens)
Foreign Body Removal
Pterygium (excision or transposition)
Lacrimal duct probing or
reconstruction

Group 2

Canthoplasty
Tarsorrhaphy

Group 3

Ectropion/Entropion repair

Group 4

Cataract extraction
Enucleation, with and without implant
Iridectomy
Eye Muscle Operation (extraocular
muscles, strabismus procedure)

XIII. Auditory System

Group 1

Myringotomy (including aspiration
and/or eustachian tube inflation)
Otoscopy

Group 4

Mastoidectomy, simple (transmastoid
antrotomy)
Myringoplasty
Stapedectomy
Tympanoplasty (without
mastoidectomy)
Tampanostomy (tube insertion)

Regulatory Exception

Implementation of this rule is subject to approval by the
Health Care Financing Administration (HCFA) as required for all

Title XIX policy changes. If disapproved by HCFA, the policy prior
to this change shall remain in effect.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

**Department of Health and Human Resources
Office of Family Security**

The Department of Health and Human Resources, Office
of Family Security, has added 221 drugs to the Louisiana maxi-
mum allowable cost reimbursement regulations of the Pharmacy
Program.

Summary

The Louisiana maximum allowable cost (LMAC) reim-
bursement regulations currently cover 408 multiple source drugs.
The Medical Assistance Program proposes to include 221 addi-
tional drugs, now readily available from multiple sources, under
LMAC reimbursement regulations. This revision has been imple-
mented by emergency rule effective September 15, 1985, which
was published in the *Louisiana Register*, Vol. II, No. 9, September
20, 1985. This proposed rule amends the Louisiana maximum al-
lowable cost (LMAC) rule published in the *Louisiana Register*, Vol.
II, No. 6, June 20, 1985, p. 637.

Final Rulemaking

RULE

Louisiana maximum allowable costs (LMAC's) for reim-
bursement under Title XIX are amended to include the following
multiple source drugs:

1. Aminophylline	25.000 mg/lml	Injection
2. Aminophylline	100.000 mg	Enteric coated tablet
3. Aminophylline	100.000 mg	Tablet
4. Aminophylline	200.000 mg	Tablet
5. Aminophylline	200.000 mg	Enteric coated tablet
6. Aminophylline	250.000 mg	Suppository
7. Aminophylline	500.000 mg	Suppository
8. Anistrophine Methylbromide	50.000 mg	Tablet
9. Atropine Sulfate	1.000 %	Ointment - OPTH
10. Atropine Sulfate	1.000 %	Solution - OPTH
11. Atropine Sulfate	400.000 mcg/lml	Injection
12. Atropine Sulfate	500.000 mcg/lml	Injection
13. Belladonna	300.000 mcg/lml	Tincture
14. Benzthiazide	50.000 mg	Tablet
15. Betamethasone Benzoate	.025 %	Cream
16. Betamethasone Benzoate	.025 %	Ointment
17. Bethamethasone Valerate	.100 %	Cream
18. Bethamethasone Valerate	.100 %	Ointment
19. Bethanechol Chloride	5.000 mg	Tablet
20. Bethanechol Chloride	10.000 mg	Tablet
21. Bethanechol Chloride	25.000 mg	Tablet
22. Bethanechol Chloride	50.000 mg	Tablet
23. Calcium Gluconate	100.000 mg/lml	Injection
24. Cefadroxil Monohydrate	1.000 Gm	Tablet
25. Cefadroxil Monohydrate	500.000 mg	Capsule
26. Chloramphenicol	.500 %	Solution
27. Chloramphenicol	1.000 %	Ointment - OPTH
28. Chloramphenicol	250.000 mg	Capsule
29. Chlormezaone	100.000 mg	Tablet
30. Chlormezaone	200.000 mg	Tablet
31. Chloroquine Phosphate	250.000 mg	Tablet
32. Collagenase	250.000 u/1Gm	Ointment
33. Corticotropin	40.000 u/vial	Injection

34.	Corticotropin Phosphate	40.000 u/ml	Injection	90.	Hydrocortisone	1.000 %	Cream
35.	Corticotropin Respository	80.000 u/ml	Injection	91.	Hydrocortisone	1.000 %	Ointment
36.	Cyclothiazide	2.000 mg	Tablet	92.	Hydrocortisone	1.000 %	Suspension
37.	Dexametnasone	6.000 mg	Tablet	93.	Hydrocortisone	2.500 %	Ointment
38.	Dexamethasone Acetate	8.000 mg/ml	Injection	94.	Hydrocortisone	2.500 %	Cream
39.	Dexamethasone Sodium Phosphate	24.000 mg/ml	Injection	95.	Hydrocortisone	25.000 mg/ml	Injection
40.	Dexchlorpheniramine Malente	4.000 mg	Extended Release Tab.	96.	Hydrocortisone	50.000 mg/ml	Injection
41.	Dexchlorpheniramine Maleate	6.000 mg	Extended Release Tab.	97.	Hydrocortisone Acetate Combination Hydrocortisone Neomycin Sulfate	1.000 % .500 %	Ointment
42.	Dicyclomine HCL	10.000 mg/ml	Injection	98.	Hydrocortisone Acetate	50.000 mg/ml	Injection
43.	Dienestrol	.010 %	Cream	99.	Hydrocortisone Sodium Succinate	100.000 mg	Injection
44.	Diflorasone Diacetate	.050 %	Cream	100.	Hydrocortisone Sodium Succinate	250.000 mg	Injection
45.	Diflorasone Diacetate	.050 %	Ointment	101.	Isoetharine HCL	.125 %	Solution
46.	Dimenhydrinate	50.000 mg/ml	Injection	102.	Isoetharine HCL	.200 %	Solution
47.	Doxycycline Hyclate	50.000 mg	Capsule	103.	Isoetharine HCL	.250 %	Solution
48.	Doxycycline Hyclate	100.000 mg	Capsule	104.	Isoetharine HCL	1.000 %	Solution
49.	Dyphylline	200.000 mg	Tablet	105.	Isoproterenol HCL	200.000 mcg/ml	Injection
50.	Dyphylline	400.000 mg	Tablet	106.	Isosorbide Dinitrate	5.000 mg	Chewable Tablet
51.	Epinephryl Borate	.500 %	Viscous Sol. - OPTH	107.	Isosorbide Dinitrate	10.000 mg	Chewable Tablet
52.	Epinephryl Borate	1.000 %	Viscous Sol. - OPTH	108.	Isosorbide Dinitrate	40.000 mg	Extended Release Tab.
53.	Ergoloid Mesylates	1.000 mg	Soluble Tablet	109.	Isosorbide Dinitrate	40.000 mg	Extended Release Cap.
54.	Ergoloid Mesylates	500.000 mcg	Tablet	110.	Labetalol	200.000 mg	Tablet
55.	Ergoloid Mesylates	500.000 mcg	Soluble Tablet	111.	Labetalol	300.000 mg	Tablet
56.	Ergotamine Tartrate Combination Ergotamine Tartrate Caffeine	1.000 mg 100.000 mg	Tablet	112.	Liothyronine Sodium	25.000 mcg	Tablet
57.	Erythromycin Estolate	125.000 mg/5ml	Suspension	113.	Liothyronine Sodium	50.000 mcg	Tablet
58.	Erythromycin Estolate	250.000 mg	Capsule	114.	Metaproterenol Sulfate	5.000 %	Solution
59.	Erythromycin Estolate	250.000 mg/5ml	Suspension	115.	Methandriol Dipropionate	50.000 mg/ml	Injection
60.	Erythromycin Ethylsuccinate	200.000 mg/5ml	Suspension	116.	Methenamine Hippurate	1.000 Gm	Tablet
61.	Erythromycin Ethylsuccinate	400.000 mg	Tablet	117.	Methenamine Mandelate	250.000 mg/5ml	Suspension
62.	Estradiol Cypionate	5.000 mg/ml	Injection	118.	Methocarbamol Combination Methocarbamol Aspirin	400.000 mg 325.000 mg	Tablet
63.	Estradiol Valerate	10.000 mg/ml	Injection	119.	Methyclothiazide	2.500 mg	Tablet
64.	Estradiol Valerate	20.000 mg/ml	Injection	120.	Methyclothiazide	5.000 mg	Tablet
65.	Estradoil Valerate	40.000 mg/ml	Injection	121.	Methylprednisolone	4.000 mg	Tablet
66.	Estrogens Esterified	1.250 mg	Tablet	122.	Methylprednisolone Acetate	40.000 mg/ml	Injection
67.	Estrogens Esterified	2.500 mg	Tablet	123.	Methylprednisolone Acetate	80.000 mg/ml	Injection
68.	Estrogens Esterified	625.000 mcg	Tablet	124.	Methylprednisolone Sodium Succinate	40.000 mg	Injection
69.	Estrone	2.000 mg/ml	Injection	125.	Methylprednisolone Sodium Succinate	125.000 mg	Injection
70.	Estrone	5.000 mg/ml	Injection	126.	Methyltestosterone	10.000 mg	Soluble Tablet
71.	Estrone Estrogenic Substances	2.000 mg/ml	Injection	127.	Methyltestosterone	25.000 mg	Tablet
72.	Ethaverine HCL	100.000 mg	Tablet	128.	Metoclopramide HCL	10.000 mg	Tablet
73.	Fluphenazine HCL	10.000 mg	Tablet	129.	Metolazone	2.500 mg	Tablet
74.	Flurandrenolide	.050 %	Lotion	130.	Metolazone	5.000 mg	Tablet
75.	Gentamicin Sulfate	.300 %	Ointment - OPTH	131.	Metolazone	10.000 mg	Tablet
76.	Gentamicin Sulfate	10.000 mg/ml	Injection	132.	Nandrolone Decanoate	50.000 mg/ml	Injection
77.	Gentamicin Sulfate	40.000 mg/ml	Injection	133.	Nandrolone Decanoate	100.000 mg/ml	Injection
78.	Glycopyrrolate	1.000 mg	Tablet	134.	Nandrolone Phenpropionate	25.000 mg/ml	Injection
79.	Glycopyrrolate	2.000 mg	Tablet	135.	Nandrolone Phenpropionate	50.000 mg/ml	Injection
80.	Griseofulvin	125.000 mg	Tablet	136.	Neomycin Sulfate	500.000 mg	Tablet
81.	Homatropine Hydrobromide	2.000 %	Solution - OPTH	137.	Neostigmine Methylsulfate	1.000 mg/ml	Injection
82.	Homatropine Hydrobromide	5.000 %	Solution - OPTH	138.	Nitrofurazone	.200 %	Ointment
83.	Hydralazine HCL Combination Hydralazine HCL Hydrochlorothiazide	25.000 mg 15.000 mg	Tablet	139.	Nitrofurazone	.200 %	Solution
84.	Hydralazine HCL Combination Hydralazine HCL Hydrochlorothiazide	25.000 mg 25.000 mg	Capsule	140.	Nitroglycerin	2.500 mg	Extended Release Cap.
85.	Hydralazine HCL Combination Hydralazine HCL Hydrochlorothiazide	50.000 mg 50.000 mg	Capsule	141.	Nitroglycerin	6.000 mg	Extended Release Cap.
86.	Hydralazine HCL Combination Hydralazine HCL Hydrochlorothiazide	100.000 mg 50.000 mg	Capsule	142.	Nitroglycerin	6.500 mg	Extended Release Cap.
87.	Hydrochlorothiazide Combination Hydrochlorothiazide Reserpine	50.000 mg 125.000 mcg	Tablet	143.	Nitroglycerin	9.000 mg	Extended Release Cap.
88.	Hydrocortisone	.250 %	Suspension	144.	Nortriptyline HCL	10.000 mg	Capsule
89.	Hydrocortisone	.500 %	Suspension	145.	Nortriptyline HCL	25.000 mg	Capsule
				146.	Orphenadrine Citrate	30.000 mg/ml	Injection
				147.	Orphenadrine Citrate	100.000 mg	Tablet
				148.	Oxtriphylline	100.000 mg	Tablet

149.	Oxtriphylline	100.000 mg/5ml	Solution	204.	Tetracycline HCL	500.000 mg	Tablet
150.	Oxtriphylline	200.000 mg	Tablet	205.	Theophylline	80.000 mg/15ml	Solution
151.	Oxytetracycline HCL	250.000 mg	Capsule	206.	Theophylline Anhydrous	27.000 mg/5ml	Solution
152.	Papaverine HCL	60.000 mg	Tablet	207.	Thioridazine HCL	200.000 mg	Tablet
153.	Papaverine HCL	100.000 mg	Tablet	208.	Triamcinolone	2.000 mg	Tablet
154.	Papaverine HCL	200.000 mg	Tablet	209.	Triamcinolone	4.000 mg	Tablet
155.	Penicillin G Potassium Buffered	250,000,000 u	Tablet	210.	Triamcinolone	8.000 mg	Tablet
156.	Penicillin G Potassium Buffered	800,000,000 u	Tablet	211.	Triamcinolone Acetonide	40.000 mg/1ml	Injection
157.	Perphenazine Combination Perphenazine Amitriptyline HCL	2.000 mg 10.000 mg	Tablet	212.	Triamcinolone Diacetate	40.000 mg/1ml	Injection
158.	Perphenazine Combination Perphenazine Amitriptyline HCL	2.000 mg 25.000 mg	Tablet	213.	Trichlormethiazide	4.000 mg	Tablet
159.	Perphenazine Combination Perphenazine Amitriptyline HCL	4.000 mg 10.000 mg	Tablet	214.	Trifluoperazine HCL	1.000 mg	Tablet
160.	Perphenazine Combination Perphenazine Amitriptyline HCL	4.000 mg 25.000 mg	Tablet	215.	Trifluoperazine HCL	2.000 mg	Tablet
161.	Phenazopyridine HCL	200.000 mg	Tablet	216.	Trifluoperazine HCL	5.000 mg	Tablet
162.	Potassium Chloride	750.000 mg	Extended Release Tab.	217.	Trifluoperazine HCL	10.000 mg	Tablet
163.	Potassium Iodide	1.000 g/1ml	Solution	218.	Trifluoperazine HCL	10.000 mg/1ml	Solution
164.	Prednisolone	5.000 mg	Tablet	219.	Trimethoprim	100.000 mg	Tablet
165.	Prednisolone Acetate	1.000 %	Suspension OPTH	220.	Tripelennamine HCL	50.000 mg	Tablet
166.	Prednisolone Acetate	25.000 mg/1ml	Injection	221.	Tripolidine HCL	1.250 mg/5ml	Solution
167.	Prednisolone Acetate	50.000 mg/1ml	Injection				
168.	Prednisolone Acetate	100.000 mg/1ml	Injection				
169.	Prednisolone Phosphate Sodium	20.000 mg/1ml	Injection				
170.	Prednisolone Tebutate	20.000 mg/1ml	Injection				
171.	Primidone	250.000 mg	Tablet				
172.	Probenecid Combination Probenecid Colchicine	500.000 mg 500.000 mcg	Tablet				
173.	Procainamide HCL	500.000 mg	Extended Release Tab.				
174.	Progesterone	50.000 mg/1ml	Injection				
175.	Progesterone in Oil	50.000 mg/1ml	Injection				
176.	Progesterone in Oil	100.000 mg/1ml	Injection				
177.	Promazine HCL	50.000 mg/1ml	Injection				
178.	Promethazine HCL	50.000 mg/1ml	Injection				
179.	Propoxyphene HCL	32.000 mg	Capsule				
180.	Propoxyphene Napsylate Combination Propoxyphene Napsylate Acetaminophen	100.000 mg 650.000 mg	Tablet				
181.	Propranolol HCL	10.000 mg	Tablet				
182.	Propranolol HCL	20.000 mg	Tablet				
183.	Propranolol HCL	40.000 mg.	Tablet				
184.	Propranolol HCL	80.000 mg	Tablet				
185.	Rauwolfia Serpentina	50.000 mg	Tablet				
186.	Rauwolfia Serpentina	100.000 mg	Tablet				
187.	Rifampin	300.000 mg	Capsule				
188.	Sulfacetamide Sodium	10.000 %	Solution				
189.	Sulfadiazine	500.000 mg	Tablet				
190.	Sulfamethoxazole	1.000 Gm	Tablet				
191.	Sulfamethoxazole	500.000 mg	Tablet				
192.	Sulfasalazine	500.000 mg	Tablet				
193.	Testosterone	25.000 mg/1ml	Injection				
194.	Testosterone	50.000 mg/1ml	Injection				
195.	Testosterone	100.000 mg/1ml	Injection				
196.	Testosterone Cypionate	100.000 mg/1ml	Injection				
197.	Testosterone Cypionate	200.000 mg/1ml	Injection				
198.	Testosterone Enanthate	100.000 mg/1ml	Injection				
199.	Testosterone Enanthate	200.000 mg/1ml	Injection				
200.	Testosterone Propionate	50.000 mg/1ml	Injection				
201.	Testosterone Propionate	100.000 mg/1ml	Injection				
202.	Tetracaine HCL	.500 %	Solution				
203.	Tetracycline HCL	250.000 mg	Tablet				

Regulatory Exception

Upon final state approval of this proposal, implementation shall be dependent on the approval of the Health Care Financing Administration (HCFA). Disapproval of this proposal by HCFA will automatically cancel the provisions of this rule and current policy will remain in effect.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, is adopting the following rule in the Support Enforcement Program:

RULE

Effective January 1, 1986, the Department of Health and Human Resources, Office of Family Security, shall implement a method for an annual notice of collection of assigned support to current and former AFDC recipients as mandated by Federal Regulation 45 CFR 302.54.

To implement this plan effective January 1, 1986, support enforcement services shall send an annual notice to each current and former AFDC recipient, containing the total amount of assigned support payments collected during the previous year. This notice will also include amounts collected, amounts paid to the payee and, in the event of multiple payors, payments collected from each absent parent.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, is adopting the following rule in the Support Enforcement Program.

RULE

Effective January 1, 1986, the Department of Health and Human Resources, Office of Family Security, shall implement procedures for making information available to consumer report-

ing agencies as authorized by R.S. 46:56 (D), (F)(4), (F)(5) and (M) and Federal Regulation 45 CFR 303.105.

The Support Enforcement Program will release to consumer reporting agencies, upon written request and the payment of a fee, the payment histories maintained by the department for child or spousal support obligations. The request shall state the purpose of which the information is being requested. The fee represents the agency's cost of relaying the information.

The agency shall provide an advance notice to the absent parent regarding the proposed release of the information and inform the absent parent of the methods available for contesting the accuracy of the information. The agency shall comply with required procedural due process before releasing the information.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, is adopting the following rule in the Support Enforcement Program:

RULE

Effective January 1, 1986, the Department of Health and Human Resources, Office of Family Security, shall implement the collection of spousal support as mandated by Federal regulations 45 CFR 302.17 and 302.31.

In order to qualify for spousal support, the following must be met by the payee:

- A. A prior child support order has been established.
- B. The child and spouse are living in the same household.
- C. The child support obligation established is being enforced under the State's IV-D Plan.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, is adopting the following rule in the Support Enforcement Program:

RULE

Effective 1/1/86 the Department of Health and Human Resources, Office of Family Security, will send advance notices relative to interception of state tax refunds from delinquent child support payors as mandated by Federal Regulation, 45 CFR 303.102.

The Office of Family Security will send an advance notice to each appropriate absent parent owing past due child support whose name will be submitted for interception of his state tax refund. This notice will advise the absent parent of his right to administrative review if the state tax information is contested.

The Office of Family Security will send an advance notice to the custodial parent for Non-AFDC cases to advise that any intercepted state tax refund will first satisfy unreimbursed AFDC and foster care maintenance payments paid to the family.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Management and Finance Division of Policy, Planning and Evaluation

The Department of Health and Human Resources, Office of Management and Finance, Division of Policy, Planning and Evaluation has adopted the following changes to the policies and guidelines for Section 1122 capital expenditure reviews effective December 20, 1985. The notice of intent to adopt these revisions was published in the *Louisiana Register* on October 20, 1985. These changes have been made in response to a new federal interpretation.

The amendments to the policies and guidelines are:

1) In the Definitions section, page 4, number 16, sentence 2 has been changed to read: "To change from one classification to another requires a full review when a capital expenditure is involved."

2) In the section on Expenditures and Changes Subject to Review, page 5, paragraph 5, sentence 1 has been changed to read: "A 'reclassification' of 1122 approved beds which requires a capital expenditure is subject to a full review." A third sentence has been added to read: "If, when a reclassification without capital expenditure is made, DPPE determines that the intent of the original application was to circumvent the Section 1122 program, the subsequent reclassification may be subject to review based on the capital expenditure from the original project."

The affected pages in their entirety will read as follows:
Page 4 of the policies and guidelines (Rev. effective 12/20/85):

14. *Person*: an individual, a trust or estate, a partnership, a corporation (including associations, joint-stock companies, and insurance companies), a state or a political subdivision or instrumentality of a state (including a municipal corporation).

15. *Psychiatric Hospital*: an institution which is primarily engaged in providing to inpatients, by or under the supervision of a physician, psychiatric services for the diagnosis and treatment of mentally ill persons.

16. *Reclassification of Beds*: Beds for 1122 purposes are classified as general acute care, rehabilitation, psychiatric, and long term care. To change from one classification to another requires a full review when a capital expenditure is involved.

17. *Rehabilitation Facility*: an inpatient facility which is operated for the primary purpose of assisting in the rehabilitation of disabled persons through an integrated program of medical and other services provided under professional supervision.

18. *Relocation*: a proposal to change the location of a previously approved and licensed facility within the same service area.

19. *Review Period*: For full reviews, a period of at least 60 days, but not more than 90 days, from the "complete date;" for expedited reviews, a period of not more than 30 days from the "complete date."

20. *Service Area*: The area of analysis for a proposal; the State Health Plan defines "service area" for each particular type of service.

21. *Site Change*: A proposal to change the location of a previously approved unconstructed facility.

22. *State Health Plan*: A long range plan prepared by the State Health Planning and Development Agency (Division of Policy, Planning and Evaluation) and adopted by the Statewide Health Coordinating Council for the state, specifying the health goals considered appropriate by the agency, state health officials, and other experts.

23. *Substantial Change in Service*: a capital expenditure which results in the addition of a clinically related service (i.e., di-

agnostic, curative, or rehabilitative) not previously provided in the facility, or the termination of such a service previously provided.

24. *Timely Notice*: as required by Section 1122 regulations, timely notice is given when a *complete* application is received by DPPE at least 60 days prior to the incurrence of an obligation.

25. *Tuberculosis Hospital*: an institution which is primarily engaged in providing to inpatients, by or under the supervision of a physician, medical services for the diagnosis and treatment of tuberculosis.

Page 5 of the policies and guidelines (Rev. effective 12/20/85) Expenditures and Changes Subject to Review

Proposals subject to review are those which are not properly chargeable as expenses of operation and maintenance, and which (1) exceed \$600,000 OR (2) change the bed capacity of the facility OR (3) substantially change the services of the facility.

Questions regarding appropriateness of review should be directed to DPPE (in writing) for an official determination.

In determining the total amount of a capital expenditure, DPPE shall consider the cost of studies, surveys, designs, plans, working drawings, specifications and other activities essential to the construction, acquisition, improvement, expansion or replacement of the plant and equipment relative to the expenditure.

Proposals for the acquisition of facilities or equipment by lease or comparable arrangement, or through donation, may be subject to review under Section 1122.

A substantial site change for a previously approved project is subject to full review. The current need (and other criteria) for the proposal will be reevaluated in terms of the new site.

A "reclassification" of 1122 approved beds which requires a capital expenditure, is subject to a full review. The current need (and other criteria) for the proposal will be reevaluated in terms of the new proposal.

If, when a reclassification without capital expenditure is made, DPPE determines that the intent of the original application was to circumvent the Section 1122 program, the subsequent reclassification may be subject to review based on the capital expenditure from the original project. See "reclassification" definition.

A relocation of a previously approved and licensed facility within the same service area is subject to full review without a reevaluation of need. Other criteria will be reevaluated.

When a corporation owning a facility or a Section 1122 approval for a proposed facility, intends to sell or transfer over 25 percent of its stock, the corporation shall notify DPPE of the stock sale or transfer. Section 1122 findings of conformity (approvals) can neither be sold nor transferred. A majority stock sale or transfer of a corporation whose only or major asset is the Section 1122 finding of conformity shall be considered a transfer of the finding of conformity, which is prohibited. Such a sale or transfer shall make the approval invalid.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Management and Finance Division of Policy, Planning and Evaluation

The Department of Health and Human Resources, Office of Management and Finance, Division of Policy, Planning and Evaluation has adopted the following changes to the policies and guidelines for Section 1122 capital expenditure reviews effective December 20, 1985. This change deletes a revision made effective August 20, 1985 and provides for a reversion to the original rule made effective April 20, 1985. The notice of intent to adopt

this revision was published in the October 20, 1985 *Louisiana Register*.

The amendment is in the Section on Evidence of Obligation/Expiration of Approval, changing page 12, sentence 1 of #1a to read: "The commencement of construction by a date specified in the contract." Page 12 (Rev. effective 12/20/85) will now read as follows:

Failure to Provide Timely Notice

When DPPE determines that an applicant incurred an obligation for a proposed expenditure without providing 60 days timely notice, DPPE shall send written notification to the applicant, to DHHS, and to any other agency deemed appropriate, that timely notice was not provided. DHHS will make a determination as to whether a penalty should be imposed, and will notify the applicant and DPPE.

Evidence of Obligation/Expiration of Approval

Evidence of an obligation to make a capital expenditure must be received by DPPE within one year of the approval of the project (unless a six month extension has been granted), *or the approval will expire*.

The following documents are acceptable as evidence of an obligation for the specified types of proposals:

1. Construction projects. A construction contract, enforceable under Louisiana law and duly executed by the appropriate parties is required. A construction contract must obligate a party to cause the capital asset to be constructed including provisions for:

a. Commencement of construction by a date specified in the contract. The applicant shall submit a sworn affidavit from the contractor within ten calendar days after construction begins showing that the construction has in fact begun. If documentation is not submitted in a timely manner, DPPE will presume that the contract is not an enforceable obligation and consider the finding of conformity expired.

b. Vertical construction date. This date shall be no later than 18 months from the date of the notice of conformity or 24 months from such date if an extension to submit evidence of obligation was granted. The applicant shall submit a sworn affidavit from the contractor within ten days after vertical construction date showing that vertical construction has in fact begun, and copies of construction progress reports substantiating vertical construction. If documentation is not submitted in a timely manner, DPPE will presume that the contract is no longer an enforceable obligation and will consider the finding of conformity expired. Vertical construction exists when all of the following conditions are met: (a) excavation of the foundation has begun; (b) the pilings for the foundation are driven; (c) the concrete for the foundation is poured; (d) the height of the structure is above ground level.

c. Substantial completion of construction by a specified date. The applicant shall submit a sworn affidavit from the contractor.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Management and Finance Division of Policy, Planning and Evaluation

The Department of Health and Human Resources, Office of Management and Finance, Division of Policy, Planning and Evaluation has amended the section of the Louisiana State Health Plan on long term care effective December 20, 1985. The amendment changes the adjustment for inaccessibility due to poor quality of care to allow 60 days for the facility to obtain reenrollment,

recertification and relicensure prior to the revocation of its Section 1122 approval.

This amendment was published as an emergency rule in the June 20, 1985, *Louisiana Register* in accordance with the Administrative Procedure Act, R.S. 49:953B, to prevent the necessity of forced removal of Medicaid patients from nursing homes which have been disenrolled, decertified or delicensed, if the facility regains enrollment, certification and licensure within 60 days. With this change, the possibility of 10 to 15 percent mortality from "transfer trauma," and the possibility that the nursing home patient would have to be moved out of the parish of residence could be avoided. The notice of intent to adopt this revision as a final rule was published on September 20, 1985 in the *Louisiana Register*.

This rule amends the last sentence of the first paragraph on page 9-65 of the 1985-90 State Health Plan. Page 9-65 (Rev. effective 12/20/85) will now read as follows:

Facility in the service area has been disenrolled by the Office of Family Security as a Medicaid provider or decertified or delicensed by the Division of Licensing and Certification and the adjusted occupancy rate for the other facilities in the service area is greater than 95 percent. The adjusted occupancy rate is computed for each quarter for the four most recent quarters due to have been reported to Division of Licensing and Certification and is calculated from a base bed inventory which includes licensed but not 1122 approved beds, 1122 approved and licensed beds and 1122 approved but not yet licensed beds. The beds of the facility which was disenrolled, decertified or delicensed shall be excluded in computing the adjusted occupancy rate and the Section 1122 approval for such facility shall be revoked unless the facility obtains reenrollment, recertification and relicensure within 60 days of the loss of such approvals.

Applications for Proposals in Overbedded Areas

All applications for proposed or existing facilities in parishes which are arithmetically determined to be in excess of 80 beds per 1,000 population age 65 and over will be referred by the health planning staff to a committee of knowledgeable professionals who will review and provide written comments to Division of Policy, Planning and Evaluation on such applications. The following committee members are appointed by the Governor: the Assistant Secretary of Office of Family Security, the Administrator of Licensing and Certification, the Chairman of the Statewide Health Coordinating Council (shall always be a consumer representative), the Ombudsman Coordinator of the Governor's Office of Elderly Affairs, and the Director of the Bureau of Civil Rights of DHHR.

Division of Policy, Planning and Evaluation shall forward copies of the applications to be reviewed to the above noted committee members as soon as such applications are declared complete. The transmittal will include the date of the public hearing and the decision due date. Division of Policy, Planning and Evaluation shall also forward a summary of the public hearing comments to the committee members.

Each committee member will forward individual comments and recommendations to the Division of Policy, Planning and Evaluation. Comments must be received by Division of Policy, Planning and Evaluation at least five working days prior to the decision due date. If available, such comments and recommendations will be included in the staff analysis and considered when a decision is rendered. When an application or a proposal in an overbedded area is approved, the number of beds which may be approved shall not exceed the average of all the facilities in the service area.

NOTE: Specific requirements for meeting these exceptions shall

be further established in the Section 1122 policies and guidelines promulgated by the Division of Policy, Planning and Evaluation.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

Effective December 20, 1985 the Department of Health and Human Resources-Office of Preventive and Public Health Services implements procedures as mandated by R.S. 40:31.2 and R.S. 40:1299.111-.117 which establish a Central Registry of Congenital Anomalies and Spinal Cord Dysfunctions in the Office of Preventive and Public Health Services.

The purpose of this rule is to insure prompt referral to the state health officer of all persons residing in Louisiana born with congenital anomalies or spinal cord dysfunctions. These referrals are made in order that all such persons may obtain referrals to appropriate rehabilitative services rendered by existing state agencies, departments, and other organizations and individuals.

In the course of its operations each licensed public or private hospital or each licensed physician in the course of his private medical practice shall report to the state health officer any case of the following congenital anomalies:

1. Spina Bifida
2. Hydrocephalus
3. Cleft Palate/Cleft Lip
4. Club Foot
5. Severe anomalies of the heart and circulatory system
6. Debilitating Deformity
7. Absence of Limbs
8. Neurofibromatosis
9. Spinal Cord Dysfunctions

These reports are to be sent to: Central Registry of Congenital Anomalies and Spinal Cord Dysfunctions, Box 60630-Room 607, New Orleans, LA 70160.

The report required shall not be filed unless written permission has first been obtained from the person for whom a report is prepared or in the case of a minor, from a parent or guardian of the person for whom a report is prepared, except in those instances of acquired spinal injury, in which instances reporting to the Central Registry is mandatory. The report form entitled "Central Registry of Congenital Anomalies and Spinal Cord Dysfunctions" (see Form A) shall be used for all reports.

All information received is kept confidential.

Persons admitted to the Central Registry will receive the following services:

1. Information regarding the availability of community services and programs including parent support groups
2. Information regarding printed materials available through established agencies.
3. Information regarding advances in medical progress and research.
4. Notification of new laws as they become known, affecting the handicapped.
5. Information about federal benefits and programs.

A person's name will be removed from the Central Registry upon oral or written request. A person's name will also be removed if information is received that the client has moved from Louisiana or expired.

CENTRAL REGISTRY OF CONGENITAL ANOMALIES AND SPINAL CORD DYSFUNCTIONS

1.	INFORMATION ON PERSON TO BE REGISTERED	Last Name	First Name	Second Name	Date of Birth: Month	Day	Year	
		Sex	Race	Usual Residence Street				
		City or Town	Parish	State	Zip Code	Area Code	Telephone	
2.	FOR PERSONS UNDER 2 YRS. OLD ONLY	Hospital of Birth	City	Parish	State	Hospital Number	Age of Mother at Birth _____ years	
3.	DIAGNOSIS	CIRCLE APPROPRIATE DIAGNOSIS(ES)						
		1. Spina Bifida	7. Cleft Palate & Lip	11. Spinal Cord				
		2. Hydrocephalus	8. Neurofibromatosis	a. Acquired Injury, Cause: _____				
		3. Club Foot	9. Absence of Limbs	Onset _____ Level of Dysfunction _____				
		4. Heart/Circulatory	10. Debilitating Deformity	b. Tumor				
		5. Cleft Palate	_____	c. Other Spinal Cord Dysfunctions				
		6. Cleft Lip	_____	_____				
		(SPECIFY)			(SPECIFY)			
4.	ATTENDING PHYSICIAN	Signature and Address of Attendant					Date of Signature	
5.	INFORMATION ON PARENT OR RESPONSIBLE PERSON	Last Name	First Name	Second Name	Relationship to Registrant			
		Street (Usual Residence -- if same as registrant put "same")						
		State	Zip Code	Area Code	Telephone			
6.	AUTHORIZED SIGNATURE (No signature needed for reporting acquired spinal cord injury)	I certify that I wish this information to be reported to the State Health Officer.			Relationship (circle appropriate number)	Date of Signature		
		_____			1. Parent	_____		
		Signature			2. Guardian			
					3. Self			
7.	REPORTER	Signature	Title	Area Code	Telephone	Date		
8.	REMARKS							

DHHR — OFFICE OF PREVENTIVE AND PUBLIC HEALTH SERVICES (Rev. 3/85)

Original to Registry

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

**Department of Health and Human Resources
Office of Preventive and Public Health Services**

Effective December 20, 1985, the Department of Health and Human Resources, Office of Preventive and Public Health Services shall implement uniform rules of procedure to comply with the U.S. Department of Agriculture, Food and Nutrition Service, Commodity Supplemental Food Program (CSFP) provisions for individual participant and local agency fair hearings in accordance with 7 CFR 247.

The Commodity Supplemental Food Program provides nutritious supplemental foods donated by the U.S. Department of Agriculture (USDA) and nutrition education to eligible, low-income pregnant, breastfeeding and postpartum women; infants; and children (up to six years of age) who are vulnerable to malnutrition. For definition of the aforementioned terms, refer to 7 CFR 247.2. The program, operational only in Orleans Parish, is federally funded through USDA and receives an annual appropriation from the Louisiana State Legislature to help defray food distribution costs.

Federal regulations 7 CFR 247.3 mandate delegation of

authority to a state agency. The Nutrition Section, Office of Preventive and Public Health Services (OPPHS), Department of Health and Human Resources (DHHR) serves as the approved state agency. The state agency is responsible for all program operations and shall administer the program in accordance with the requirements of 7 CFR 247; FMC 74-4; OMB circulars A-90, A-95, A-102, A-110; and 7 CFR 250 Subchapter B where applicable.

An annual state plan which describes program operations and procedures must be submitted to USDA by the state agency. This state plan and the above cited federal documents are available for review by any interested party at the Nutrition Section Office, OPPHS, 325 Loyola Avenue, Room 405, New Orleans, Louisiana 70112.

The state agency may enter into an agreement with a local agency to implement the program. Federal regulations, 7 CFR 247.2 define a local agency as a public or private non-profit agency which enters into an agreement with the state agency to administer the program at the local level. A local agency determines the eligibility of applicants, distributes supplemental foods, and provides nutrition education to eligible, low-income persons, either directly or through another agency with which it has entered into a written agreement in accordance with 7 CFR 247.6. Local agency written agreements with another agency require state agency approval.

When OPPHS, DHHR enters into an agreement with an approved local agency, the local agency shall provide Program benefits effectively and efficiently and comply with 7 CFR 247 and the state plan.

The uniform procedures for fair hearings shall include the following:

A. Individual Participant: Any individual may appeal a state or local agency action which results in the denial or termination of program benefits to the individual. Since the local agency is responsible for program implementation, uniform procedures for participant fair hearings shall be promulgated by that agency in accordance with 7 CFR 247.20.

B. Local Agency: The state agency shall provide a hearing procedure whereby a local agency adversely affected by a state action may appeal.

1. The right to appeal shall be granted when:

- a. the local agency's application to participate in the program is denied, or
- b. the local agency participation is terminated, or
- c. the local agency contract is not renewed by the state agency, or when
- d. any other adverse action affects local agency participation. The adverse action shall be postponed until a hearing decision is reached.

2. The state agency hearing procedure provides the local agency:

- a. Opportunity to appeal. The local agency which desires to appeal a state agency decision must state and mail its written appeal request to the state agency within 15 calendar days after determination of the adverse action described in B.1.a-d, above.
- b. Hearing process. Hearings are governed by the procedures set forth in the Louisiana Administrative Procedure Act, R.S. 49:950 et seq. and as mandated by federal regulations, 7 CFR 247.22.
- c. Postponement of adverse actions. Adverse actions are postponed until a hearing decision is reached.
- d. Opportunity to reschedule. A hearing date may be rescheduled upon written request to the state agency which within its discretion may or may not grant the request.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

The Department of Health and Human Resources, Office of Preventive and Public Health Services, is adopting the following rule in compliance with R.S. 49:962, that section of the Administrative Procedure Act which requires agencies to "provide by rule for the filing and prompt disposition of petitions for declaratory orders and rulings as to the applicability of any statutory provision or any rule or order of the agency":

Declaratory Orders and Rulings

1. The Office of Preventive and Public Health Services (OPPHS) shall entertain petitions for declaratory orders and rulings as to the applicability of any statutory provision, the enforcement of which is under the jurisdiction of this agency, or any rule or order of this agency, as required by R.S. 49:962.

2. The jurisdiction of OPPHS is defined by R.S. 36:258, R.S. 40:4, and R.S. 40:5.

3. Any person desiring a declaratory ruling or order of the kind set forth above shall forward his or her petition to the assistant secretary, Office of Preventive and Public Health Services, Box 60630, New Orleans, LA 70160.

4. The petition shall be legibly typed on white paper and shall be worded in a clear and concise manner. The petition shall set forth with specificity and particularity the factual situation giving rise to the inquiry and the statutes or rules of which interpretation is sought. The petition shall be signed by the petitioner or by an attorney at law acting on his or her behalf. The petition shall include the mailing address of the petitioner as well as that of his or her attorney, if any.

5. Upon receipt of a petition which is not in proper form, the assistant secretary shall promptly return the petition to the petitioner, who may resubmit it in proper form.

6. Upon receipt of a petition that is in proper form, the assistant secretary shall forward same to the OPPHS program administrator most closely connected with the subject matter of the request. That administrator shall prepare and sign a declaratory ruling or order and submit same to the assistant secretary. The assistant secretary shall promptly approve or disapprove the declaratory ruling or order. If approved, he or she shall immediately forward it to the secretary and state health officer for his, her or their approval and signing as provided in R.S. 40:2. If disapproved, it shall be returned to the program administrator for reconsideration.

7. When approved by the secretary and state health officer, the declaratory ruling or order shall be returned to the assistant secretary who shall cause it to be sent to the petitioner by certified mail, return receipt requested, and by regular mail. In no event shall more than 90 days elapse between the time a petition in proper form is received by the assistant secretary and the time the declaratory ruling or order is mailed to the petitioner.

8. If the petitioner is dissatisfied with the declaratory ruling or order, he or she may petition for reconsideration. A reconsideration may be granted if, in the assistant secretary's opinion, there is good cause. If the petitioner is still dissatisfied following reconsideration or following a denial of reconsideration, he or she may seek judicial review as provided in R.S. 49:962-964.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

Acting under the authority derived from R.S. 40:4, 40:5, and 40:1141-1151 in addition to an assumption of primacy for the Federal Safe Drinking Water Act granted in 1977 by the U.S. Environmental Protection Agency the Office of Preventive and Public Health Services (OPPHS) conducts a program for the regulation of public water supplies in order to protect the public against disease transmitted through water supplied for drinking, cooking and washing purposes. OPPHS staff provide technical assistance and guidance to managers of water systems which must function in compliance with federal program requirements and to persons with individual private water supplies. OPPHS regulations pertaining to the certification of public water supply operators pursuant to R.S. 40:1141-1151 are published separately.

Procedures used to enforce OPPHS Regulations embodied in Chapter 12 of the Louisiana Sanitary Code are described in Chapter 1 of that Code. Chapter 12 of the Sanitary Code, entitled "Water Supplies," includes requirements pertaining to permits to construct and operate public water supplies, approval of plans for new supplies or modifications to existing supplies, the operation of supplies, water quality monitoring, standards of water quality, record keeping, reporting requirements, and public notification requirements.

Services to public water supplies shall include plans review;

both routine and investigative monitoring/inspection of water quality for bacteriological, chemical and radiological contaminants; technical and emergency advisory assistance to public water supplies. Although public water supplies are not charged for these services, these activities are limited by budgetary restraints, staff workload, and similar factors affecting the prioritization of program activities. Requests for services by operators of public water supplies shall be made to the OPPHS district engineering offices.

Limited services to the owners of individual private water supplies may include technical advice, inspection of construction, water sampling (bacteriological), and evaluation of wells/springs/cisterns. These services may be provided free of charge when program resources are available. Sampling and analysis in the OPPHS laboratories for chemical or radiological contamination is available only when the OPPHS District Engineer determines that a need exists. Such may be evidenced by a physician's request or by the proximity of the water supply to a pollution source. Sampling and analysis in the OPPHS laboratories for biological contamination (including the coliform test) may be available on request except when, in the judgment of the parish health unit's chief sanitarian, repeat sampling would be redundant. Requests for services by owners of individual private water supplies shall be made to the local parish health unit.

Several other regulatory programs have an impact on drinking water, including pollution control programs of the Department of Environmental Quality, the Office of Conservation in the Department of Natural Resources, and the Office of Public Works in the Department of Transportation and Development.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

The Department of Health and Human Resources, Office of Preventive and Public Health Services in accordance with the Louisiana Administrative Procedure Act, R.S. 49:950-970 is adopting, effective December 20, 1985, the following rule on fluoridation of community water supplies and the grant program to assist communities in the implementation and maintenance of a fluoridated water system.

I. DEFINITIONS

A. Public water supply is a water supply which is available for drinking, cooking, or washing used by the public, or transients, or by persons other than the immediate family of the owner of the supply.

B. Ground water is subsurface water occupying the saturation zone, from which wells and springs are fed, water below the water table.

C. Community water system is a public water system which serves at least 15 service connections used by year-round residents or regularly serves at least 25 year-round residents.

D. Water well (well) is an artificial excavation that derives water from the interstices of the rocks or soil which it penetrates.

E. Surface water is derived from water sources on the surface of the earth such as streams, ponds, lakes or reservoirs.

F. Optimal fluoride level in a community water system is the recommended fluoride level in drinking water which is determined by the annual average of maximum daily air temperature over a five-year period. The level is between 0.7 and 1.2 parts per million (ppm) in the United States.

G. Fluoride deficient water supply is any water supply with

a natural fluoride content below the optimal level for a specified geographic area.

H. Community water fluoridation is the adjustment of fluoride deficient water to the optimal level for a specified geographic area.

I. Sub-optimal level is any adjusted fluoride level that is below optimal level for a specific geographic area.

J. Sample points are locations in the water distribution system where water samples are taken for fluoride analysis. These sample points of finished water shall be taken at the consumer's taps throughout the distribution system where the water will be representative of the whole water system.

K. Monitoring is the analysis and recording of the fluoride ion content of a water system on a regular basis.

L. Surveillance is the necessary steps to assure that the fluoride content in water over a period of time is in compliance with the optimal levels of fluoride for a specific geographic area.

M. Permit is a written document issued by the state health officer which authorizes construction and operation of a new water supply or a modification of any existing supply.

II. LOUISIANA STATE-WIDE FLUORIDATION PROGRAM

A. Background and Purpose

1. The fluoridation of community water supplies is the most effective mechanism for preventing dental caries. It is the only means whereby all children in an area can be reached from birth and at a low cost. This has added significance for the many children who are dentally indigent or have parents unconcerned about their dental health.

2. The benefits of community fluoridation in maintaining dental health are substantial:

a) Persons drinking optimally fluoridated water from birth have teeth which are more caries resistant.

b) The caries rate among children drinking fluoridated water can be as much as two-thirds less than among children drinking fluoride deficient water.

c) By the time children reach their teens, about six times as many in fluoridated communities are completely free of caries as their counter parts in fluoride deficient areas.

d) Extractions of permanent teeth and premature loss of primary teeth can be prevented.

e) Crooked and overlapping permanent teeth caused by premature loss of primary teeth can be prevented.

f) Adults consuming optimally fluoridated water throughout life can expect fewer tooth extractions due to caries and are less likely to become edentulous (lose all their natural teeth) in later years.

3. Community fluoridation produces economies in children's dental care in terms of both cost and treatment time. The cost benefit ratio has been estimated to be 1:50. Children receiving the benefits of fluoridation require fewer treatment services and the treatment that is required is less complex and, therefore, less costly and less time consuming to provide. The costs of children's dental care in fluoridated areas can be less than one-half the cost in fluoride deficient areas.

B. Approval Required for Fluoridation of a Public Water System

1. § 12:002-2 of the Louisiana State Sanitary Code requires approval by the health officer or his/her duly authorized representative for changes made in treatment of water offered the public. The addition of the fluoride ion to water is further covered by that regulation.

2. A formal request shall be made to the state health officer for approval to install the necessary equipment for fluoridating the water system. Enclosed with the request shall be a copy of the ordinance or resolution directing the fluoridation of the water sys-

tem duly passed by the appropriate governing body. (See appendix #1 for the form to be used.)

3. Detailed plans and specifications for which a permit is requested shall be submitted, in duplicate, to the state's regional engineer and the fluoridation engineer by the responsible person of the water system. (See appendix #3 for correct addresses.)

4. The following information is provided to assist in the application and preparation of plans and specifications:

a) Three general types of fluoride compounds are currently used for fluoridation of water supplies; namely, sodium fluoride, sodium silicofluoride and hydrofluosilicic acid. Each has certain advantages and disadvantages, and the type chosen will depend on the characteristics of the water to be treated and capacity of the supply.

b) The fluoride compound to be used must conform to the specifications of the American Water Works Association: AWWA B702-74 for sodium fluoride, AWWA B703-71 for hydrofluosilicic acid.

c) Fluoride compounds shall be stored in the original containers or containers provided for the specific purpose, apart from other chemicals used in the treatment process. Where dry compounds are used, care must be taken to keep the containers tightly closed to minimize fluoride dust hazards and to prevent moisture getting into the dry material, which would tend to cake the material.

d) Two general types of feed equipment are available: solution feed machines and dry feed machines. With either type of equipment, provision must be made to shut the equipment down when the flow of water is interrupted. The application of fluoride shall be made through accurate feeding equipment. Gravimetric, volumetric dry feed equipment or liquid feed equipment must feed within an accuracy of five percent. In general, solution feed is considered more desirable than dry feed.

e) If dry feed is proposed, the following accessory equipment is provided: an overlapping cover for the hopper, and an acceptable type dust collector if the machine is equipped with a vibrator.

f) Adequate provisions shall be made for weighing the chemicals used. Dry feed machines shall be mounted on scales, unless the machine is equipped with a mechanism to indicate and total the weight of the chemicals used.

g) Where dry feed machines are used or where solutions are made up from dry materials, a pair of rubber gloves, a mask with filter designed for dust removal and goggles shall be used by each operator. If hydrofluosilicic acid is used, the mask and filter may be omitted.

h) A recording device to indicate the total amount of water treated shall be provided.

i) Laboratory equipment and reagents for the determinations of the amount of fluoride in the raw and the treated water shall be provided.

j) The point of application of fluoride into the supply shall be chosen carefully. The point shall be one through which all of the water produced passes.

k) Control shall be provided to vary the fluoride feed automatically with the flow of water passing the injection point.

C. The Fluoridation Grant Program

1. A formal application similar to the copy illustrated in appendix number 2 shall be submitted to the fluoridation manager.

2. An agreement between the State of Louisiana, Department of Health and Human Resources, Office of Preventive and Public Health Services, and the governing body of the water system shall be executed.

3. The agreement shall be initiated by the state upon the receipt of:

a) A binding ordinance or resolution directing fluoridation of the water system.

b) A cost appraisal for the addition of the fluoridation component to the water system.

4. The form of the agreement shall be as follows:

AGREEMENT BETWEEN STATE OF LOUISIANA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
OFFICE OF PREVENTIVE AND PUBLIC HEALTH SERVICES
and

For
Fluoridation of Public Water Supplies

1) Provider (Legal Name, if Corporation) _____ 5) Fed. Tax I.D.#: _____

2) Address _____ Parish _____

3) City and State _____ Zip Code _____ 6) If Incorporated:
Profit /

4) Mailing address, if different _____ Non-Profit /

7) Effective Date: _____ 8) Termination Date: _____

9) Maximum Contract Amount \$ _____

10) Terms of Payment: For and in consideration of the obligations assumed by the Provider during the period of this contract, HEALTH will reimburse the PROVIDER a sum not to exceed _____ per the term of the Agreement. HEALTH will monitor the actual performance against this limit and will negotiate with the PROVIDER for an amendment to increase the maximum allowable under the contract to cover reasonable cost of the PROVIDER, if the eligible expenses of the PROVIDER approach this limit. Any increase, by amendment, in the maximum contract limit to allow for the continuation of this contract will be contingent on the availability of HEALTH'S budgeted funds. The PROVIDER retains the right to refuse obligations in excess of the contract limit.

11) HEALTH will reimburse for equipment, materials and labor on a monthly basis insofar as documented proof of purchase is submitted to the Dental Health Section, Office of Preventive and Public Health Services and which is accepted as the proper use of the funds available. Half of the consulting engineering fees are due and payable when plans and specifications are approved by HEALTH. The remaining engineering fees are due and payable upon the acceptance of the completed project. Upon receipt of approved voucher, payment will be made by check by HEALTH'S Fiscal Office.

12) In no instance will HEALTH be responsible for payment of bills which are not in accordance with the submitted plan or which exceed the funds allotted by the contract.

13) This contract may be terminated by either party upon giving thirty (30) days advance written notice to the other party but in no case shall continue beyond the specified termination date.

14) Special Provisions, if any: _____

WITNESSETH:

WHEREAS, HEALTH and PROVIDER have agreed to participate and cooperate in a Water Fluoridation Project, a federally funded water project, in an effort to decrease the incidence of dental caries in the population of the PROVIDER. This project being mandated by the duly instituted statutes of the PROVIDER and the federal acts and appropriations. This project is funded under Block Grant Number 85-B1-LA-PRV5-03.

WHEREAS, it is necessary that an agreement be formulated defining the basis of the participation and cooperation of the two agencies in fulfilling the objectives and goals of said project.

NOW, THEREFORE, HEALTH and the PROVIDER have agreed as follows to wit:

I. HEALTH ACTIVITIES:

A. HEALTH will provide funds for the purchase of equipment, installation of equipment and chemicals needed.

B. HEALTH will provide funds for the payment for the services of a consulting engineer for the design and supervision of the installation of the fluoridating system, a fee of \$2,000 or 12 percent of the contract (excluding chemical costs) whichever is greater will be allowed.

C. HEALTH will provide consultative services in the methods and procedures for properly carrying out this enterprise.

II. PROVIDER ACTIVITIES:

A. The PROVIDER will be responsible for the procurement, installation, and operation of the necessary equipment needed for providing this service, as specified in the approved plans for modification of the existing water supply system.

B. The PROVIDER may select the engineer of their choice.

C. The PROVIDER will be responsible for the procurement of the necessary chemicals for the proper operation of the facilities.

D. The PROVIDER will provide for the proper operation and maintenance of the equipment used in the project.

E. The PROVIDER will provide the fluoride ion concentration at approximately .8 parts per million (range 0.7-1.0 ppm).

F. The PROVIDER will submit monthly statistical reports including:

1. Amount of water treated monthly
2. Amount of fluoride chemical used monthly
3. Results of daily analysis of treated water samples for fluoride content.

G. The PROVIDER assures that a certified operator will be provided to operate the equipment.

H. The PROVIDER will make every effort to continue water fluoridation after the term of the contract.

I. The PROVIDER will comply with paragraphs (1) and (6) of Subsection A and Subsection E, all of Section 2212 of Title 38 of the Louisiana Revised Statutes of 1950 relative to public contracts for advertisement and letting to the lowest responsible bidder as amended and reenacted in Act Number 847 of the 1981 regular session of the Legislature.

III. ADDITIONAL PROVISIONS:

A. The contracting parties shall abide by the requirements of Title VII of the Civil Rights Act of 1964, and shall not discriminate against employees or applicants due to race, color, religion, sex or national origin. Furthermore, the contractor shall take affirmative action pursuant to Executive Order 11246, and the Vocational Rehabilitation Act of 1973 to provide for a positive posture in employing and upgrading persons without regard to race, color, religion, sex, national origin, handicap, and shall take Affirmative Action as provided in the Vietnam Era Veterans Readjustment Act of 1974. Contracting parties shall also abide by the requirements of Title VI of the Civil Rights Act of 1964 and the Vocational Rehabilitation Act of 1973 and insure that all services are delivered without discrimination due to race, color, national origin or handicap.

B. The PROVIDER agrees to retain all books, records, and other documents relevant to this contract and the funds expended hereunder for at least six years (R.S. 44:36 - Preservation of Records) after final payment or as described in 45 CFR 74:21 (b) whichever is longer. Books, records, and other documents concerning this contract may be disposed of prior to above if audits have been conducted and no exceptions found.

C. PROVIDER hereby agrees that the responsibility for payment of taxes from the funds thus received under this agreement and/or legislative appropriation shall be said "Provider's obligation."

D. No funds provided herein shall be used to urge an elector to vote for or against any candidate or proposition on an election ballot nor shall such funds be used to lobby for or against any proposition or matter having the effect of law being considered by the Legislature or any local governing authority. This provision shall not prevent the normal dissemination of factual information rela-

tive to a proposition on an election ballot or a proposition or matter having effect of law being considered by the Legislature or any local governing authority.

E. The PROVIDER shall not assign any interest in this contract, and shall not transfer any interest in the same (whether by assignment or novation), without the prior written consent of HEALTH, provided, however, that claims for money due or to become due to the PROVIDER from HEALTH under this contract may be assigned to a bank, trust company or other financial institution, without such approval. Notice of any such assignment or transfer shall be furnished promptly to HEALTH.

F. The state legislature auditors, federal auditors, and DHHR shall have the option of auditing all accounts pertaining to this contract. Records will be made available during normal working hours for this purpose.

G. The PROVIDER agrees and realizes that this contract, although partially executed, is subject to and conditioned upon the availability and appropriation of federal and/or state funds, that no liability or obligation for payment will develop between the parties or to the Department of Health and Human Resources, Office of Preventive and Public Health Services until this contract has been approved by the assistant secretary, Office of Preventive and Public Health Services, Department of Health and Human Resources.

H. PROVIDER'S services will be evaluated on an annual basis by HEALTH according to State Law Act 772 of the 1978 Legislature.

I. PROVIDER shall not enter into any subcontract for work or services contemplated under this contract without obtaining written approval of HEALTH (which approval shall be attached to the original contract). Any subcontracts approved by HEALTH shall be subject to conditions and provisions as HEALTH may deem necessary; provided, however, that notwithstanding the foregoing, unless otherwise provided in this contract such prior written approval shall not be required for the purchase by the contractee of supplies and services which are not incidental but necessary for the performance of the work required under this contract to provide for the incurrence of any obligation of HEALTH beyond those specifically set forth herein. Further provided that no subcontract shall relieve the contractor of the responsibility for the performance of any subcontractor.

J. Any alterations, variations, modifications, or waivers of provision of this contract shall be valid only when they have been reduced to writing, duly signed and attached to the original of this contract. No claim for services furnished or requested for reimbursement by PROVIDER, not provided for in this contract, shall be allowed by HEALTH.

K. This contract or any amendment to this contract shall not be valid until it has been executed by the assistant secretary of the Office which is a party to the contract and the PROVIDER.

L. PROVIDER shall abide by laws and regulations concerning confidentiality which safeguards information.

M. It is agreed that in consideration for the goods delivered or services performed, HEALTH shall make all checks payable to the order of the PROVIDER in the amounts as expressed or specified in the Agreement. In cases where travel and related expenses are required to be identified separate from the fee for services, such costs shall conform to state travel regulations and shall be specified under "Special Provisions." It is further agreed that PROVIDER accepts payments made under the terms of the Agreement as provision in full for services delivered.

N. In the event HEALTH determines that certain costs which have been reimbursed to PROVIDER pursuant to this or previous Agreements are not allowable, HEALTH shall have the right to set off and withhold said amount from any amount due PROVIDER under this Agreement for costs that are allowed.

This Agreement contains or has attached hereto all the terms and conditions agreed upon by the contracting parties.

IN WITNESS THEREOF, this contract is signed and entered into on the date indicated below.

FOR DEPARTMENT OF HEALTH AND HUMAN RESOURCES PROVIDER:

Daneta Daniel Bardsley, Ed.D
Office of Preventive and Public Health Services

(DATE)

(DATE)

STATE OF LOUISIANA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
OFFICE OF PREVENTIVE AND PUBLIC HEALTH SERVICES

APPLICATION FOR FLUORIDATION GRANT FUNDS

Name of Water System
Public Water Supply I.D. Number
Mailing Address
I hereby request fluoridation grant funds for the water system described above.
Signature of Responsible Person
Date
Address
Telephone Number

Mail to:
Fluoridation Program Manager
State Office Building, Room 611
P.O. Box 60630
New Orleans, Louisiana 70160

Appendix #1

STATE OF LOUISIANA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
OFFICE OF PREVENTIVE AND PUBLIC HEALTH SERVICES
APPLICATION FOR A PERMIT TO ADJUST FLUORIDE LEVEL ION IN A PUBLIC WATER SUPPLY*

Name of Water System
Public Water Supply I.D. No.
Mailing Address
Population on Supply
Gallons Used Per Day
Source of Water
Number of Treatment Facilities
Treatment Performed
Number and Capacity of Well Pumps
Number and Capacity of Service Pumps
Number Type and Capacity of Storage Tanks
Fluoride Chemical to be used
Name of Superintendent
I hereby request a permit to adjust the fluoride ion level in the above named water system.
Signature of Responsible Person
Title
Date

*Please enclose a copy of the fluoridation ordinance or resolution with this application and mail to:

Fluoridation Engineer
(see address Appendix #3)

Appendix #3

STATE OF LOUISIANA
DEPARTMENT OF HEALTH AND HUMAN RESOURCES
OFFICE OF PREVENTIVE AND PUBLIC HEALTH SERVICES

I. Addresses of Regional Engineers by Area, By Parish

Regional Engineer - Northern Area
Allen Memorial State Office Building
1525 Fairfield Avenue
Shreveport, Louisiana 71130

Table with 4 columns: Catahoula, Caddo, Webster, Morehouse; Concordia, Claiborne, Caldwell, Ouachita; Grant, DeSoto, East Carroll, Richland; LaSalle, Lincoln, Franklin, Tensas; Winn, Natchitoches, Jackson, Union; Bienville, Red River, Madison, West Carroll; Bossier, Sabine.

Regional Engineer - Southwest Area
State Office Building
302 Jefferson
Lafayette, Louisiana 70501

Table with 4 columns: Iberville, Evangeline, St. Mary, Cameron; Pointe Coupee, Iberia, Vermilion, Jefferson Davis; West Baton Rouge, Lafayette, Allen, Avoyelles; Terrebonne, St. Landry, Beauregard, Rapides; Acadia, St. Martin, Calcasieu, Vernon.

Regional Engineer - Southeast Area
1220 Main Street
P.O. Box 3633
Baton Rouge, Louisiana 70821

Table with 4 columns: Jefferson, Ascension, Tangipahoa, Lafourche; Orleans, East Baton Rouge, Washington, St. Charles; Plaquemines, East Feliciana, West Feliciana, St. James; St. Bernard, Livingston, Assumption, St. John; St. Tammany, St. Helena.

II. Other Addresses

State Fluoridation Engineer - Statewide
State Office Building, Room 611
P.O. Box 60630
New Orleans, Louisiana 70160

Fluoridation Program Manager
State Office Building, Room 611
P.O. Box 60630
New Orleans, Louisiana 70160

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

**Department of Health and Human Resources
Office of Preventive and Public Health Services
Food and Drug Control Unit**

In accordance with provisions of the Administrative Procedure Act (R.S. 49:953 B), the Department of Health and Human Resources, Office of Preventive and Public Health Services, Food and Drug Control Unit has implemented the following rule:

RULE

Effective September 3, 1985, the Department of Health and Human Resources, Office of Preventive and Public Health Services, Food and Drug Control Unit, in order to implement the provisions of LSA R.S. 40:627 and 628 as amended by Act 344 of the Louisiana Legislature of 1985, has adopted an emergency rule relative to the establishment of revised registration procedures and cancellation of previous registration procedures adopted by rules promulgated on August 20, 1983 and January 20, 1984. These rules established criteria for establishing late registration penalty fees and the establishment of four registration categories and staggering of expiration dates of certificates. Pro-rated fees for each category were also established. The emergency rule has amended and re-enacted rules 2.215, 2.216 and 2.217 in accordance with the codification system in the "State of Louisiana Food, Drug and Cosmetic Laws and Regulations" dated September 1968 (the 'Red Book').

2.214 PRODUCT REGISTRATION PROCEDURE

In accordance with the provisions of LSA R.S. 40:627 and 628 and in order to establish revised procedures for the annual registration of products, manufacturers, packers, processors and distributors of all processed foods, proprietary or patent medicines, prophylactic devices and cosmetics in packaged form, whose names appear on the labels, must submit an application for registration of such products on or before August 1 of each year. Certificates of registration will be issued to each firm for a period of one year expiring on July 31 of each year. The staggering of expiration dates of certificates will be discontinued and consolidated into one expiration date on July 31, 1986 and this consolidation will continue annually thereafter. The four registration categories, as established by previous rule of January 20, 1984, will be eliminated thus placing all firms into the same registration period of August 1 thru July 31 of the following year. The current expiration dates for the four registration categories are as follows:

- Category 1 January 31
- Category 2 April 30
- Category 3 July 31
- Category 4 October 31

In order to implement a smooth transition from staggered expiration dates to one annual expiration date, The Food and Drug Control Unit shall extend the expiration dates of the current registration certificates from each registration category, excluding category 3, to the July 31, 1986 expiration date. Thus, certificates of registration for categories 1, 2, and 4 expiring on January 31 and April 30, 1986 and October 30, 1985 respectively, will automatically be extended until July 31, 1986.

For the purposes of avoiding confusion on the part of industry with respect to the filing of correct registration fees, the Food and Drug Control Unit shall waive the submission of applications for registration and registration fees for those firms in categories 1, 2, and 4 which would otherwise be prorated over periods of three, six and nine months.

This rule will allow a smooth transition into the revised registration fee schedule as provided by Act 344 of the 1985 Legislative Session which amended LSA R.S. 40:627(D) of The Food and Drug Law. The new fee schedule is effective as of February 1,

1986, however, the new fees will not be collected until August 1, 1986. Registration fees as provided by the amended law are as follows:

Each manufacturer, packer, or proprietor shall be assessed an annual examination and investigation charge of not more than \$10 for any one separate and distinct product registered, up to a maximum of \$100. Registration fees for products will be assessed as outlined in the following schedule:

Number of Products	Registration Fee	Registration Certificate Description
1	\$ 10	A
2	20	B
3	30	C
4	40	D
5	50	E
6	60	F
7	70	G
8	80	H
9	90	I
10	100	J
More than 10	100	J

Notification of renewal of certificates and revised examination and investigation fee schedules will be made known to certificate holders in categories 1, 2, and 4 by way of a letter to each firm announcing the proposed changes in fees and extension of certificates. Certificates of category 3 firms will not be affected in that certificates in that category currently expire on July 31 of each year.

2.219 LATE REGISTRATION PENALTY FEES

The late registration penalty fees as required by LSA R.S. 40:627(D) will be revised effective February 1, 1986 in accordance with Act 344 of the 1985 Legislature. Late registration penalty fees currently assessed are \$100 per product with a maximum penalty fee of \$500 for any one firm during the calendar year. Thus, late penalty fees are as follows:

Number of Products	Penalty Fee
1	\$100
2	200
3	300
4	400
5	500
More than 5	500

The revised penalty fees for late registration will be subject to implementation effective February 1, 1986 but assessment of the fees will not be initiated in that the current certificates will automatically be extended by this proposed rule.

2.216 LATE REGISTRATION PENALTY - NEW FIRMS

The late penalty fees will be assessed to new firms found doing business in Louisiana which, after being duly notified and allowing 45 days to respond to first notifications, do not remit the appropriate application and fees within 45 days after having been sent a final notification.

2.217 PENALTY FEE ASSESSMENT

The late registration penalty fees as established by Act 344 of the 1985 Louisiana Legislature will assess, effective February 1, 1986, each manufacturer, packer, or proprietor a penalty of ten dollars for failure to register each separate and distinct product annually. The penalty assessed shall be in addition to the examination and investigation charge (registration fee).

Late penalty fees shall be assessed as follows:

Number of Products Registered	Penalty Fee
1	\$ 10
2	20
3	30
4	40
5	50
6	60
7	70
8	80
9	90
10	100
More than 10	100

Late registration penalty fees, effective February 1, 1986, will be imposed on those firms which fail to submit an application for registration and registration fees on or before August 1 of each year. However, a grace period of 45 days will be given to all firms extending the deadline for receipt of applications and fees to September 15 of each year. A final notice reminder letter will be sent to all firms on or about September 1 of each year thus serving notice to firms 15 days prior to implementing penalty fees denoted above.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

Effective December 20, 1985 the Department of Health and Human Resources (DHHR), Office of Preventive and Public Health Services (OPPHS) is formally adopting the policies and procedures used in the operation of the State Handicapped Children's Services Program (HCS) in accordance with the Administrative Procedure Act R.S. 49:950-970. These policies and procedures will specifically cover eligibility criteria, physical conditions treated under this program, types of services, and other related subjects, pursuant to R.S. 40:31.2 and 40:299.111-120.

I. PROGRAM OVERVIEW

Service Level I—The purpose of this program is to provide for the care of all physically handicapped children (ages birth to 21 years) in Louisiana. Client services are directed through information gathering activities, setting of service standards, program planning, public education and advocacy activities. In addition, individuals with Cystic Fibrosis who are 21 years of age or older may receive certain services specified later in this regulation.

Service Level II—The program offers families medical case management through the diagnosis, evaluation, treatment planning, and counseling stages for those families needing this service as determined by HCS regional staff.

Service Level III—Some 121 conditions are designated as types of handicapping conditions which can be treated through an out-patient clinic approach. For those families who are financially eligible, the program offers direct treatment services, counseling, case management, nutritional counseling, dental services and other support services are available.

These direct treatment services may also include the provision of paid hospitalizations, drugs, rehabilitation appliances or devices, medical equipment, physical or occupational therapy, etc., as ordered by physicians on contract to the HCS Program.

Families in the program are expected to contribute financially to these services through direct payment for services, private

medical insurance, or Medicaid. A determination of ability to financially contribute is made by the regional HCS social service staff.

Service Level IV—When families need other services as determined by HCS staff, this program makes referrals to other agencies for concurrent services. These may include referrals for financial assistance, educational, day care, respite care, parent support groups, child protection, foster care or adoption, blind services, vocational rehabilitation, recreational therapy, psychiatric evaluation, psychological evaluation, and developmental services.

II. A. REFERRALS TO THE PROGRAM

Families may be referred to the program by physicians, public health nurses, school personnel, social service agencies, or other persons.

The usual avenue of entry into the program is to be referred from the Office of Preventive and Public Health Services (OPPHS) Parish Health Unit in the child's parish of residence.

The public health nurse at the public health unit shall obtain needed information, give the family an explanation about the program and send the referral form to the appropriate HCS Program Regional Office for review and entry into the HCS Program care and service.

High Priority Emergency Referrals are made directly to the HCS Regional Office. These referrals may come directly to the HCS Regional Office by phone calls from physicians and hospital social workers. Examples of such referrals are new-born infants with spina bifida or other congenital anomalies needing immediate medical attention; a child with a heart condition requiring immediate surgery or a child with hydrocephalus.

B. REFERRALS OUTSIDE OF THE STATE

When a family is moving from Louisiana to another state and the child needs continuing care, efforts shall be made by the HCS staff to direct them to an appropriate agency in the other state.

III. ELIGIBILITY CRITERIA

Eligibility determination is based on two factors, diagnostic eligibility and financial eligibility. This determination shall first be made by the intake medical social workers at the nine Handicapped Children's Services Program Offices statewide.

A. To be eligible to receive services, the child:

(1) Must be a resident of the State of Louisiana.

(2) Must not yet have reached his twenty-first birthday, with the exception of those individuals with Cystic Fibrosis who may receive limited services through adulthood.

(3) Must have a condition for which the program provides treatment services and must be reasonably expected to benefit from the corrective or rehabilitative services toward self care, education, or employment.

(4) The child's family must be financially eligible to receive services. This eligibility is based on the family's gross income not exceeding the Poverty Income Guidelines* after adjusting for the amount of their medical indebtedness, cost of annual medical insurance premiums, and an estimated reasonable cost of the child's medical care for the next year as available in the private sector of medicine.

1985 POVERTY GUIDELINES*

FAMILY SIZE	GROSS INCOME
1	\$ 5,250
2	7,050
3	8,850
4	10,650
5	12,450

Add \$1,800 per family member

If the total of the thus adjusted gross income exceeds the poverty guidelines, the family is found ineligible for services. If the

thus adjusted gross income equals or is less than the poverty guidelines the family is financially eligible to receive services.

Appeals and borderline cases shall be referred through the HCSP Administrator to a case review committee made up of a medical consultant, a nursing consultant, a medical social services consultant, as well as the administrator, for a team decision.

Each eligible family's eligibility status will be re-determined annually or as indicated by family changes or prior to any major expenditures by the program to determine the extent to which the family can assume responsibility for sharing costs.

The family is notified of their eligibility status as quickly as possible in the first clinic visit. Most cases can be determined immediately. However, for questionable cases it may take as long as three working days.

B. If the case is not eligible for enrollment in the HCS Program, the social service staff shall offer such services as:

1. referral to another care provider (public or private);
2. assistance in finding and contacting another treatment resource;
3. supportive services until is known to be receiving needed care; and
4. supportive or referral services for other family members if needed.

Families shall have the right to reapply if their situation changes.

A "limited eligibility" status may be granted by the administrator which shall limit either the length of time allowed on the program or limit the types of services that the family may receive.

This limitation shall be used mainly for families in a state of emergency where diagnosis, treatment or the financial status of a family member is tentative.

A Medical Diagnosis, Care and Treatment Consent Form shall be signed by the parents upon eligibility determination which form shall authorize the physician to determine diagnosis through examination, laboratory or x-ray studies.

C. Termination of Eligibility—Cases are closed only after it has been determined that further services are not appropriate. The following are examples of reasons for closure: rehabilitation is complete; family is able to afford private care; moved from state; overage; family refuses services.

IV. ASSIGNMENT TO SPECIALIZED CLINICS

HCS Clinics are medical specialty treatment clinics. They are established on the basis of need, availability of specialized physicians, and fiscal resources available. They are not screening clinics. Neither are they set up to accept acute or emergency cases. A multi-disciplinary team staffs each clinic. This team is composed of a physician, nurse, social worker, nutritionist, and others as appropriate to the clinic, i.e. orthotist, etc.

In an effort to provide services as near the child's home as possible, clinics are held in each region. On occasion, however, a child must travel to another area, e.g. New Orleans, for specialized clinics and services not available nearer home.

A. EXAMPLES OF SPECIALIZED HCS CLINICS

The following represents the major types of clinics now available for a variety of conditions and examples of services available:

<u>CONDITIONS</u>	<u>CLINICS BY REGIONS</u>	<u>EXAMPLES OF SERVICES</u>
Juvenile arthritis diseases associated with chronic synovitis	Arthritis (New Orleans, Baton Rouge, Alexandria, Shreveport only)	drugs, lab studies, physical therapy, occupational therapy
Conductive and sensory-neural hearing loss, chronic ear infections, congenital ear anomalies	Audiology/Otology All Regions	Hearing aids, inner ear surgery, medications, plastic surgery
Congenital and rheumatic heart disease	Cardiology All Regions	Cardiac catheterization, X-rays, drugs, heart surgery
Cerebral Palsy	Cerebral Palsy Teams New Orleans, Baton Rouge, Monroe, Lafayette, Lake Charles	P.T., O.T., braces, orthopedic surgery
Nephrotic Syndrome, chronic glomerulonephritis, (hereditary)	Nephrology (New Orleans & Baton Rouge only)	Lab studies, drugs, hospitalization, dialysis
Seizure disorders, hydrocephalus degenerative neurological disorders, peripheral nerve paralysis, neurofibromatosis	Neurology All Regions	drugs, X-rays, hospitalization, electroencephalogram

Myelodysplasia, hydrocephalus and other disorders requiring neurosurgical procedures	Neurosurgery Teche, New Orleans Baton Rouge, Lafayette Lake Charles, Monroe, Alexandria	hospitalizations, X-rays drugs, lab studies
Severe visual impairments, strabismus, cataracts, glaucoma, and other chronic eye disease, congenital eye anomalies	Ophthalmology All Regions	special lenses, eye surgery, drugs, plastic surgery, etc.
Amputees, osteogenesis imperfecta, severe congenital defects of bones and joints, deformities due to trauma (post acute), osteomyelitis	Orthopedic and Orthotists All Regions	surgery, X-rays, lab studies, appliances, prostheses, P.T., O.T., hospitalization, rehab equipment, and devices, wheelchairs
Cleft lip and palate and other orofacial anomalies, burn contractures, severe deformities affecting function	Plastic Surgery Team--Plastic Surgeon, Orthodontist, Dentist, Speech Therapist, Audiologist New Orleans, Baton Rouge, Alexandria	X-rays, lab studies, hospitalization, plastic surgery, orthodontic, dental and speech therapy
Scoliosis	Scoliosis New Orleans, Baton Rouge, Amite, Alexandria Shreveport, Monroe	P.T., X-rays, braces, surgery Ambulance transport post surgery
Congenital anomalies of the urinary tract, obstructive uropathies, recurrent urinary tract infections	Urology New Orleans, Baton Rouge, Amite, Teche, Lafayette, Alexandria, Monroe	Lab studies, X-ray, medications, surgery, hospitalizations
Spina bifida Teams	Spina Bifida Teams (Neurosurgeon, Orthopedics Urologist Pediatrician) New Orleans, Baton Rouge, Lafayette, Monroe	X-ray, Lab studies, appliances & devices, hospitalizations, ambulance transport of newborn---for neurosurgery.

B. CYSTIC FIBROSIS

Because of the specialized nature of the clinical services and equipment necessary to treat individuals with cystic fibrosis, these children and adults are served through outpatient services which are provided by the Louisiana Pediatric Pulmonary Centers in Tulane University Hospital in New Orleans and Louisiana State University Medical Center in Shreveport. Through these centers multidisciplinary specialized teams deliver a wide range of diagnostic, evaluative, and treatment services which would not be available otherwise.

C. PROCEDURE FOR INFORMING CLIENTS OF CLINIC ASSIGNMENTS

Clients are seen on an appointment basis with prior notice

given to the client families. This notice is conveyed either by the HCS staff or the public health unit staff.

It is desirable that at least one parent or legal guardian attend clinic with the child. This not only helps the treatment and services plan to progress smoothly and without interruption, it is supportive to the child, in particular, when important decisions are to be considered.

If three appointments are missed, the HCS nurse and social worker review the record, contacting the public health nurse and/or the family as is indicated. If their review indicates that the child will not be jeopardized by closure, the case will be closed. The family is apprised of the decision by personal contact or by letter.

Appropriate case record documentation shall reflect this

activity and the justification for the closure. Should the family wish to have the child's case reopened at a later date, the case can be reactivated by reapplication for service.

V. PROVISION OF SERVICES

A. CLINICAL SERVICES AND CONSULTATIONS

The HCS Program is made possible through contractual arrangements with approximately 250 private physicians statewide. There are two types of contracts, those for clinicians and those for other specialized consultants to the program.

Program Clinicians: are physicians providing clinical care including in-patient hospital care, surgery, and post-operative care. The clinician shall be Board Certified or Board Eligible in the specialty in which he/she practices. The physicians do not collect fees from the HCS Program, but may collect from a third party payor for in-patient services or surgery.

Consultants: Physicians see HCS patients whenever needed on a consultation basis.

B. HOSPITAL CARE

The HCS Program contracts individually with hospitals statewide to enable in-patient care to be rendered as ordered by the physician and to permit in-patient services to be carried out by HCS physicians, with the assistance of qualified hospital personnel.

Prior authorization is required before a child may be hospitalized. This authorization is issued from the HCS office in the child's region of residence. Authorization is issued for an estimated number of days. Authorizations for hospitalizations are not to exceed 15 days without approval by the HCS Program Administrator.

Requests for extensions of hospitalization authorization are cleared through the HCS Program Administrator. Hospitalization in a non-contract facility requires medical justification and approval by the HCS Program Administrator.

In-patient hospital costs shall be paid by the program only when services provided are directly related to the condition(s) being treated through the HCS Program. Any other diagnostic and/or therapeutic procedures or any other special laboratory studies that are done shall not be paid for by the program without medical justification provided by the HCS program medical consultant and approval by the HCS program administrator.

Children shall be hospitalized only with parental agreement and consent. Admission and consent forms used are those of the designated hospital and shall be signed by the parent (or legal representative) who must appear at that facility.

C. EMERGENCY HOSPITALIZATION OF A CHILD ALREADY DECLARED PROGRAM ELIGIBLE

If emergency admission is necessary, the family shall notify the HCS regional office nurse or social worker immediately.

If the admission occurs at a time when the HCS regional office is closed, notification shall be made on the first work day after the child is admitted. The HCS regional office shall clarify the child's program status with the hospital and issue the appropriate authorization accordingly.

D. HCS ELIGIBLE FAMILIES WITH PRIVATE MEDICAL INSURANCE

At the time of hospital admission the family shall identify the child as being accepted by the HCS Program and have proof of insurance available, such as an I.D. card, insurance policy, or letter from an employer. Prior to the admission date, an HCS authorization form shall be sent by HCS regional office to the hospital with the special notation: "HCS TO BE BILLED ONLY AFTER BASIC AND MAJOR MEDICAL BENEFITS HAVE BEEN APPLIED."

E. HCS ELIGIBLE FAMILIES WITH MEDICAID ELIGIBILITY

HCS case managers shall assist families in utilizing Medi-

caid benefits, and shall stand ready to assist the family should these benefits be exhausted. Case managers may directly contact Medicaid or in an emergency, may supply HCS services to supplement Medicaid's limited benefits when such services are essential to the child's rehabilitation process as determined by HCS medical consultant and when the HCS Program administrator authorizes this use of funds.

F. HOSPITALIZATIONS OUT OF STATE

On rare occasions the HCS Program may pay for a child to be hospitalized in another state if the HCS treating physician certifies to the HCS Program medical consultant that the treatment needed is not available in Louisiana; that the treatment is a medical necessity; that provision of the treatment is in the best interest of the child; and provided the out-of-state facility will accept payment at Medicaid rates. Approval by the HCS Program administrator is required. Payment arrangements are made by the HCS Program administrator or by his or her delegate.

G. OUT-PATIENT SERVICES

The HCS Program may provide eligible children with out-patient services such as X-rays, laboratory work, physical therapy, occupational therapy or speech therapy, only for children with cleft palates, when:

1. these services are recommended by an HCS physician as being medically justifiable and in the best interest of the child; and
2. the family has little or no fiscal resources or limited resources with which to meet this expense; and,
3. the service can be obtained at an affordable cost.

Medicaid and/or private insurance coverage shall be used before payment by the HCS Program.

H. REIMBURSEMENT FROM PRIVATE MEDICAL INSURORS FOR OUTPATIENT SERVICES

The filing of the claim for reimbursement shall be handled in the HCS regional office and in no way hinders or delays the provision of services to the child. The reimbursement process begins with completion of the Certification of Insurance Form, which shall be up-dated periodically and particularly before the expenditure of funds.

The appropriate health insurance claim form shall be shown to the family, interpreted, and signed by the responsible members and is stamped with a rubber stamp reading as follows "all benefits relating to this account are assigned to the Louisiana State Handicapped Children's Program." This shall enable the HCS Program to bill private insurance companies for many of the outpatient services provided to the HCS Program eligible child.

I. MEDICAID PROVISION OF OUTPATIENT SERVICES

Children with eligible handicapping conditions who have Medicaid coverage are eligible for HCS Program services. When such things as braces, appliances, medications, supplies, hospitalization, etc. are ordered for them, Medicaid is used as a first payment resource for those items covered.

While it is not the policy of the HCS Program to subsidize or supplement Medicaid coverage, such may be done when the HCS client needs Medicaid non-reimbursable items or services. These items or services will be provided upon approval by the HCS Program administrator where:

1. medically required;
2. funds are available and costs are justifiable;
3. it is in the best interest of the child; and,
4. there are no other known resources by which the item or service can be procured.

VI. BRACES, APPLIANCES, AND EQUIPMENT

All authorizations for services such as appliances, equipment, etc. are issued by the referring HCS regional office upon orders by the attending HCS physician, only after ascertaining that

all other alternative means of providing the services have been explored and found unfeasible.

Complete appliance and equipment price lists are submitted to the HCS central office at the beginning of the state fiscal year by all participating appliance companies. Upon agreement with these companies, these prices are the maximum prices that will be paid by the HCS Program for that fiscal year.

Participating companies send representatives to appropriate clinics. As new cases come to the HCS Program they shall be assigned in an equitable manner on a rotation basis. The same company usually follows the child for the duration of his care on the program.

Changing from one company to another is not encouraged; however, there may be an occasion when a change is necessary and in the best interest of the child and the family. The change shall be made only after consultation with the physicians. The reason for the change shall be clearly documented into the client's case records.

Once a company receives an order, the brace, appliance or equipment shall be available for the child within a reasonable period of time. Any repairs or revisions to the brace, appliance or equipment shall be planned or completed at clinic by the orthotists representing the supply company.

VII. DENTAL, ORTHODONTIC, AND RELATED SERVICES

HCS Program payment for basic dental services is, for the most part, limited to eligible children needing cleft palate rehabilitation services although anomalies classified as handicapping by the OPPHS Dental Section may also receive central office approval for HCS Program payment. Regular dental services for children with congenital heart disease and those who have had heart surgery and are endangered by possible infection may also be approved through the central office.

HCS Program payment for orthodontic services is limited, in most cases, to those eligible children having cleft lip or palate. HCS Program payment for orthodontic services for eligible children with oral-facial and/or cranio-facial anomalies classified as handicapping by OPPHS Dental Section, may be made with the prior approval of the HCS Program central office.

Whenever possible, arrangements are made with an orthodontist located in or near the child's home community.

VIII. TRANSPORTATION SERVICES

The transportation of patients to and from HCS Clinics and treatment facilities is the responsibility of the family. On occasion, however, there may be an unusual instance when HCS Program assistance is needed. Pre-planning, to the extent possible, is necessary.

Family resources shall be used when they are available; i.e. medical insurance, or other family members. Other local resources shall be used when available.

When travel arrangements cannot be made at the regional level, bus tickets may be purchased with approval of the HCS Program administrator or her designated staff.

A. REIMBURSEMENT TO FAMILY FOR TRANSPORTATION EXPENSES

The program may reimburse families for some transportation expenses, in selected cases, when a program physician has ordered the care or services the child will receive and the trip is medically necessary and programatically justifiable in relation to the child's care and there is no other resource available.

The family is reimbursed in an amount not to exceed the allowable reimbursement for travel in accordance with the current Division of Administration regulations regarding travel and related expenses.

IX. DEFINITIONS

1. *Child*—an individual between the age of birth and the twenty-first birthday.

2. *Family*— a. A family is a group of two or more persons related by birth, marriage, or adoption who reside together; all such related persons are considered as members of one family. (If a household includes more than one family and/or more than one unrelated individual, the poverty guidelines are applied separately to each family and/or unrelated individual, and not to the household as a whole.)

b. Family unit of size one. In conjunction with the federal poverty income guidelines, a family unit of size one is an unrelated individual (as defined by the Census Bureau) - i.e. a person 15 years old or over (other than an inmate of an institution) who is not living with any relatives. An unrelated individual may be the sole occupant of a housing unit, or may be residing in a housing unit (or in group quarters such as a rooming house) in which one or more persons also reside who are not related to the individual in question by birth, marriage, or adoption. (Examples of unrelated individuals residing with others include a lodger, a foster child, a ward, or an employee.)

3. *Income*—Refers to total annual cash receipts before taxes from all sources. Income includes money wages and salaries before any deductions, but does not include food or rent in lieu of wages. Income also includes net receipts from nonfarm or farm self-employment (receipts from a person's own business or farm after deductions for business or farm expenses). Income includes regular payments from social security, railroad retirement, unemployment compensation, workers' compensation, strike benefits from union funds, veterans' benefits, public assistance (including Aid to Families with Dependent Children, Supplemental Security Income, and General Assistance money payments), training stipends, alimony, child support, and military family allotments or other regular support from an absent family member or someone not living in the household; private pensions, and regular insurance or annuity payments; and income from dividends, interest, rent, royalties, or periodic receipts from estates or trusts.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

In compliance with the Louisiana Administrative Procedure Act, the Department of Health and Human Resources (DHHR), Office of Preventive and Public Health Services (OPPHS), Louisiana High Blood Pressure Control Program (LHBPCP) is adopting the following regulations for persons receiving high blood pressure control services in all of its units and service sites.

In 1984, the Legislature passed Act 701 enacting R.S. 40:2481-2483 to provide a statewide High Blood Pressure Control Program (LHBPCP), under the auspices of the Office of Preventive and Public Health Services.

The goal of the LHBPCP is to reduce morbidity and mortality associated with hypertension and its complications (heart disease and stroke) through a comprehensive preventive system. Services are targeted to the high risk population 14 years of age and older. The program provides services in six areas: (1) client education, (2) screening/rescreening, (3) counseling, (4) follow-up, (5) monitoring and (6) direct referral to physician and hospital for diagnosis and treatment. Additionally, the program provides support services to the medical community in identifying hypertensives and, once diagnosed, assists it in controlling blood pressure by facilitating patient compliance. The program may assist the pa-

tient in maintaining the medical regimen provided by his/her physician.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

**Department of Health and Human Resources
Office of Preventive and Public Health Services**

The Department of Health and Human Resources, Office of Preventive and Public Health Services adopted on December 20, 1985, the following rule concerning home care services:

Any resident of Louisiana, (exclusive of Orleans and Plaquemines Parishes), who is essentially homebound, 21 years of age or older and in need of skilled nursing services ordered by a physician, may receive home care services. Services shall only be provided to clients who do not have third party coverage (i.e., Medicare, Medicaid or private insurance), and who meet financial eligibility guidelines established by the Office of Preventive and Public Health Services.

ELIGIBILITY CRITERIA

Homebound—Clients shall be considered essentially homebound if they are unable to leave their home, or place of residence, without the aid of supportive devices such as crutches, canes, walkers or wheelchairs, the use of special transportation, the assistance of another person, or if they have a condition which is such that leaving their home is medically contraindicated.

21 Years of Age—Clients must be 21 years of age or older in order to receive home care services.

Skilled Nursing Services—Clients must be in need of skilled nursing services in order to receive home care services. These services shall be provided by a registered professional nurse (public health nurse) or a licensed practical nurse under the direct supervision of a registered nurse. All services shall be provided in accordance with the written orders of a physician licensed to practice in the State of Louisiana. Under normal circumstances, clients will be limited to two skilled nursing visits per week. Exceptions to this limit shall only be allowed for medical emergencies, or if the client's physician deems additional visits are medically necessary.

Third Party Coverage—Home care services shall only be provided to clients who do not have third party coverage. Such coverage includes Medicare (Part A or Part B), Medicaid, (Title XIX Medical Assistance administered by the Office of Family Security), or private insurance (Blue Cross/Blue Shield or other commercial third party insurance coverage). Clients who are eligible for Medicare coverage (Part A or Part B) who have been denied coverage for home health services by the Medicare fiscal intermediary, shall be considered eligible for home care services. Clients who are eligible for home health services under Medicaid, but who have exhausted their 50-visit limitation, shall be considered eligible for home care services.

Financial Eligibility Guidelines—Home care services shall be provided only to clients whose family income does not exceed the following financial eligibility guidelines:

Family Size	Monthly Income
1	\$1,642
2	1,877
3	2,212
4	2,450
5	2,509
6	2,571
7	2,574

Other Services—Medical social worker and nutritional

counseling services will be provided to clients when ordered by the attending physician.

Medical Supplies—Routine medical supplies used by OPPHS staff in the treatment of clients will be provided free of charge.

Durable Medical Equipment—Items of equipment such as: hospital beds, wheelchairs, walkers, commode chairs, and other equipment which can withstand repeated use and is primarily and customarily used in the home to serve a medical purpose, are not provided to clients.

Transportation for Medical Care—Transportation for medical care is not provided to clients.

Providers of Services—All services will be provided free of charge to clients by nursing and ancillary staff of the local parish health units, and the regional offices of the Office of Preventive and Public Health Services.

Service Area—Statewide, except for Orleans and Plaquemines Parishes.

Places of Service—All services will be provided in the client's home or place of residence (other than a nursing home).

Clients or members of client's family, client's physician, or any health care facility, may request home care services by contacting the local parish health unit in their areas.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

**Department of Health and Human Resources
Office of Preventive and Public Health Services**

The Department of Health and Human Resources (DHHR), Office of Preventive and Public Health Services (OPPHS) is adopting the regulations contained herein to be used in the following programs administered by the Maternal and Child Health Section (MCH) in accordance with the Administrative Procedure Act: Child Health Services, Maternity Services, Communicative Disorders, Eye Anomalies, and Sudden Infant Death Syndrome Program. Published rules for other MCH Programs are found in Volume 11, Number 6 (Genetics); Volume 11, Number 2 (Hemophilia); Volume 10, Number 7, (Northwest Louisiana Adolescent Family Life Project), and Volume 11, Number 11 (Dental Services) of the *Louisiana Register*.

I. Child Health Services

A. Administration

Child Health Services are administered in accordance with the statutory requirements of the Social Security Act of 1935 - Title V, Sections 501-516; P.L. 97-35, Title V, 42 U.S.C. 703, and LSA-R.S. 46:971-972.

Child Health Services in Louisiana are closely coordinated with the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) program administered by the Office of Family Security, Special Supplemental Food Program for Women, Infants, and Children (WIC), Handicapped Children's Services (HCS), Family Planning, and Dental Services programs administered by OPPHS. These services are also coordinated with other related federally and state-funded programs such as Developmental Disabilities and Head Start to ensure non-duplication of effort and coordination, delivery of and access to these services. Child health services are intended to provide the best possible preventive health care in cooperation with other providers and to avoid duplication of services provided to the same patients by the private sector.

B. Eligibility

Any child from birth to age 21 residing in Louisiana is eligible for child health services.

C. Purpose

The goals of the Child Health Program are:

1. To promote and maintain the health of the children of Louisiana;
2. To reduce or participate in efforts to reduce health-related mortality and morbidity of children in Louisiana; and
3. To provide direct and consultative preventive health care and referral services for infants, children, adolescents, and young adults.

D. Scope of Services

OPPHS Child Health Services are provided in each parish statewide (except Plaquemines and Orleans parishes). OPPHS provides partial funding of Child Health Services in Orleans Parish through contractual agreement with the City of New Orleans, Department of Health. Services may vary according to the staff, equipment, facility and other resources available in each health unit. The services are directed toward, but not limited to, children from low income families and those who may not have access to other sources of preventive health care such as private physicians or community health clinics. The primary focus of these preventive services is the newborn, infant and preschool-age child. Age-appropriate services are also provided to older children, adolescents and young adults. The services are primarily nursing services provided with appropriate medical backup and consultation.

E. Requests for Services

A parent or guardian may request preventive child health services for his child by contacting any OPPHS parish health unit. Requests for child health services may be made in person, by telephone, or by mail. Referral for such services are also received through various sources, including but not limited, to state-supported hospitals, private physicians, the Office of Family Security, the Office of Human Development, and other state agencies.

F. Description of Services

Child Health Clinics are scheduled in the parish health units on a regular basis utilizing an appointment system. Three follow-up contacts by telephone, mail and/or home visit are generally made on missed appointments. After three unsuccessful attempted contacts, the medical record on the patient is closed unless a serious medical problem exists which necessitates additional follow-up efforts by OPPHS.

Preventive health care for the well pre-school age child generally follows a periodic schedule of the ideal minimum of services adopted from the "Standards of Child Health Care" third edition, *American Academy of Pediatrics*, 1977. Services for the pre-school age child are usually scheduled at ages 1 month, 2-3, 4-5, 6-7, 8-12, 13-15, 16-19, 23-25, 36-27 months, and 5-6 years. This schedule is also consistent with a continuing interagency contractual agreement with the Office of Family Security for services provided to EPSDT-eligible children and the WIC federal and state requirements.

Child Health Services for the pre-school age child generally consist of a comprehensive assessment of the child's health status including:

1. medical history on the child and family;
2. unclothed physical inspection including listening to the chest;
3. height, weight determination, and head circumference measurement at specified ages;
4. monitoring of physical and psycho-social development for physical handicaps and developmental delays;
5. dental screening;
6. screening for vision, hearing, speech, and language problems;
7. immunizations;
8. anticipatory guidance for parents and children;

9. nutritional counseling and health education;
10. screening and follow-up for anemia, lead poisoning and hypertension;
11. newborn screening for metabolic disorders including Phenylketonuria (PKU) and congenital hypothyroidism; and
12. screening for sickle cell disease on black children.

The same services are provided to all newborns, infants, and pre-school age children with the exception of referrals for dental treatment which are primarily available to EPSDT-eligible children after their third birthday.

Services for EPSDT-eligible children five years or older are provided according to a continuing contractual agreement with the Office of Family Security for services to EPSDT-eligible children. These services are also provided to non-EPSDT-eligible children. Services for children five years or older generally include:

1. physical, mental, and developmental history on the child;
2. unclothed physical inspection including listening to the chest;
3. height and weight determination;
4. laboratory tests and follow-up on anemia and sickle cell disease on black children (if not already screened);
5. laboratory tests for follow-up on sugar, blood or albumin in the urine;
6. laboratory tests (screening through age six only) and follow-up on lead poisoning when indicated;
7. anticipatory guidance and counseling of parents and school-age children; and
8. nutritional status assessment and counseling.

General screening and preventive health services for this age group are provided every three years after age five. Rescreening and follow-up services are scheduled depending on risk factors, individual health needs and age at which the child entered into the program.

Child Health Services are primarily provided in nursing clinics. Children are periodically examined by a physician in medical clinics depending on need and the availability of physician services. The Child Health Clinics are staffed by health care professionals including nurses, physicians, social workers, and nutritionists. Para-professional health care staff (aides, technicians) also provide services under professional supervision. All child health services described herein are subject to funding and clinic staffing limitations.

Home visits are made on a limited basis by nurses or medical social workers. These visits are made for necessary follow-up according to agency protocol and professional judgment.

OPPHS also provides health education to pregnant women and parents in Louisiana through its "Pierre the Pelican" pamphlets. A series of "Pierre" pamphlets covering the prenatal period and the period from birth through age six years is distributed to pregnant women upon request and all first-time parents in Louisiana. Other parents may receive this pamphlet series by writing to "Pierre the Pelican," Maternal and Child Health, Office of Preventive and Public Health Services, Box 60630, New Orleans, LA 70160.

G. Referrals to Other Programs

Eligible children are routinely referred to the WIC Program. The WIC Services are provided at the parish health units. Children whose screening results indicate potential handicaps or genetic disorders are referred to the regularly scheduled regional Handicapped Children's Services (HCS) clinics and regional Genetics clinics for diagnosis, treatment, and other appropriate services. Children with vision, or hearing, speech or language problems are referred to the Eye Anomalies or Communicative Disorders Programs for diagnostic work-ups. Referrals are made to OPPHS medical social services staff, state-supported hospitals,

and other health and social services providers for diagnosis, follow-up and/or treatment services. These referrals are made in accordance with OPPHS protocol, guidelines and/or professional judgment.

Suspected child abuse and/or neglect is reported promptly to Children's Protective Services by professional staff in Child Health Clinics. These referrals are made in accordance with R.S. 14:403 and OPPHS protocol. Medical information is released to other providers in accordance with DHHR regulations.

H. Collection of Fees

Patients are not charged for services, except that reimbursement is received from Office of Family Security (OFS) for EPSDT eligible patients. This reimbursement rate is governed by a continuing interagency contractual agreement between OPPHS and OFS for EPSDT-eligible children according to the fee schedule below.

DESCRIPTION OF SERVICES	FEE CHARGED TO MEDICAID
Periodic screening by a physician	\$72.81
Initial screening by a nurse	\$72.81
Periodic screening by a nurse	\$72.81
Initial screening by physician	\$72.81
Diagnosis and treatment by physician at same visit with nurse screening	\$33.71
Lead poison screening	\$33.71
Diagnosis and treatment by physician	\$33.71
Treatment	\$33.71
Special evaluation	\$81.93
Nurse counseling	\$33.71
Counseling by nutritionist	\$33.71
Social worker counseling	\$33.71

II. Maternity Services

A. Administration

Maternity Services are administered in accordance with the Social Security Act of 1935 - Title V Sections 501-516; P.L. 97-35, Title V; 42 U.S.C. 703 and LSA-R.S. 46:971 -972.

The state's Maternity Services Program is coordinated with the Medicaid program of the Office of Family Security, Special Supplemental Food Program for Women, Infants, and Children (WIC) the Family Planning Program, and other related federal and state programs. Maternity Services offered in OPPHS clinics are closely coordinated with prenatal, delivery and post-partial services provided by state-supported and private hospitals and private physicians to ensure non-duplication of effort. OPPHS Maternity Services are intended to provide a minimum standard of prenatal care to pregnant women in Louisiana in cooperation with other public and private providers.

B. Eligibility

Any woman of childbearing age residing in Louisiana is eligible for Maternity Services provided the woman by her own affirmation is not currently receiving these prenatal services elsewhere.

C. Purpose

The goals of the Maternity Program are:

1. To provide and/or support a minimum standard of prenatal care to all the pregnant women in Louisiana;
2. To participate in efforts to reduce neonatal and maternal mortality and morbidity in Louisiana;
3. To prevent or facilitate the prevention of health problems associated with indigent women in the childbearing years and promote their health and the health of their newborns;
4. To provide direct and consultative prenatal services to pregnant women identified as low-risk maternity patients;
5. To maintain and enhance linkages and close coordi-

nation with state-supported hospitals and other agencies in order to provide the maximum quality of care possible; and

6. To provide post-partial nutritional services to eligible mothers.

D. Scope of Services

Services are targeted to low-risk pregnant women from Louisiana's indigent population who are not receiving prenatal care elsewhere. Low-risk pregnant women are those women identified not at risk of a significant obstetric complication or a serious medical illness coexistent with pregnancy. Prenatal care is provided by OPPHS in parishes where these services are not provided by state-supported hospitals. The services offered by OPPHS are dependent on the level of financial support of the program. These services may vary according to the staff equipment, facility and other resources available in each health unit. The services are primarily nursing services with appropriate medical support and consultation.

E. Requests for Services

Maternity Services may be requested by contacting the OPPHS parish health unit. Requests for these services may be made in person, by telephone, or by mail. Referrals for such services are also received through various sources including but not limited to state-supported hospitals, private physicians, the Office of Family Security and other state agencies. When the patient contacts the parish health unit for services, she will be briefly interviewed to determine the services being requested.

The patient is also asked whether she is currently receiving services elsewhere before an appointment is scheduled at the health unit. If prenatal care is not provided by OPPHS in the parish health unit, the patient is referred to the state-supported hospital of the region for maternity services.

F. Description of Services

Maternity Services consist of prenatal services as well as post-partial WIC nutritional services to eligible women. The WIC Program is governed by departmental regulations appearing elsewhere. Maternity clinics are scheduled in the parish health units on a regular basis utilizing an appointment system. The Maternity Services offered by OPPHS generally follow the recommendations of the American College of Obstetricians and Gynecologists as described in the sixth edition of *Standards for Obstetric-Gynecologic Services*, 1985. Continuous risk assessments are made, utilizing referrals to state-supported hospitals for more specialized care of high-risk pregnant women. Maternity patients are referred to the regional high-risk facility, because of the obvious risk that they represent for a poor pregnancy outcome under the following conditions:

1. taking anti-hypertensive medications;
2. Rh-isoimmunized;
3. use of hard drugs (Cocaine, Heroin, and Methadone);
4. forty years of age or older;
5. last baby weighed between one and four pounds at birth;
6. diabetes mellitus present;
7. sickle cell disease present;
8. current multiple pregnancy; and
9. previous Caesarean section.

Patients referred to the high-risk maternity clinic are contacted by telephone by parish health unit staff to insure that they have kept that clinic appointment.

The following services may be provided during the initial OPPHS Maternity clinic visit:

1. laboratory tests including VDRL, Rubella titer, hemoglobin electrophoresis on black patients, hemoglobin/hematocrit, Rh factor, antibody screening, pap smear, culture for gonorrhea, urine dipstick for sugar and protein, and pregnancy test (if indicated);

2. tetanus immunizations and tuberculin skin testing;
3. assessment for prenatal vitamins and iron;
4. patient's health history obtained by the nurse;
5. abdominal assessment by the nurse;
6. assessment of other symptomatology or problems by history and observation by the nurse;
7. nutritional assessment including review of diet intake with patient, nutrition counseling and referral to nutritionist if indicated;
8. social assessment including the patient's attitude toward pregnancy, family needs and referral to a medical social worker if appropriate;
9. counseling about the choice of choosing breast feeding or bottle feeding;
10. provision of other prenatal counseling, such as the recognition of the onset of labor, hospital and delivery procedures; and
11. continuing risk assessment for referral to the high-risk facility.

The patient is referred to the clinician in the parish health unit or to the regional state-supported hospital prenatal clinic (if a physician is not available) for the initial complete physical examination in the health unit. The initial examination by the physician includes a complete physical examination with pap smear and culture for gonococcus.

Patients following a normal prenatal course are scheduled to be seen by the public health nurse in Maternity Clinics every four weeks up to 28 weeks gestational age, every two weeks from 28 to 36 weeks, and every week thereafter. Other patients with problems that do not require referral to the high-risk maternity clinic are seen according to the nurse's or physician's professional judgment.

Services generally provided to patients during return visits to the Maternity Clinic in the health unit include:

1. laboratory work consisting of VDRL, culture for gonorrhea, and repeat hemoglobin or hematocrit if indicated;
2. antibody screening referral to the regional state-supported hospital where the patient plans to deliver (if the patient is Rh negative);
3. blood pressure determined;
4. height and weight plotted;
5. urine dipstick for glucose and protein and proper follow-up for a positive test;
6. nursing interview to obtain and evaluate interval history of symptomatology and for problems;
7. complete abdominal, leg and edema assessment;
8. counseling by the nurse regarding evaluation of the laboratory work and blood pressure, urine and weight findings, and referral as appropriate;
9. nutritional and social assessment by the nurse and referral to the nutritionist or medical social services if indicated; and
10. appropriate counseling by the nurse according to gestational age.

The patient is referred to the clinician in the parish health unit for a 32-36 weeks abdominal-pelvic physical examination. Patients having problems requiring medical attention are also referred to the clinician. Referrals are made to the state-supported hospital if there is no physician present in the health unit.

Follow-up contacts by telephone, mail, or home visit are initiated by the parish health unit staff on missed Maternity Clinic appointments to offer the patient another appointment. The patient's record is generally closed if three consecutive appointments are failed by the patient or the parish health unit is unsuccessful in contacting the patient after three attempts.

Maternity services are primarily provided in nursing clinics. The Maternity Clinics are staffed by health care professionals in-

cluding nurses, physicians, social workers, and nutritionists. Para-professional health care staff (aides and technicians) also provide services under professional supervision.

Home visits are made on a limited basis by nurses or medical social workers. These visits provide necessary follow-up according to agency protocol and professional judgment. Home visits are made by the nurse when:

1. patients consistently fail to keep appointments;
2. patients are in need of additional professional support services and counseling;
3. patients receive no prenatal care; and
4. patients are exhibiting prenatal indicators of child abuse or neglect.

G. Referrals to Other Programs

Eligible prenatal and post-partial patients are routinely referred to the WIC Program. WIC services are generally provided at the parish health units. Maternity patients are referred to the state-supported hospital in the region for delivery services, specialized prenatal care for high-risk pregnancies and other maternity services according to agency protocol and interagency agreements with the regional state-supported hospitals. Referrals are also made to OPPHS medical social services staff, Family Planning staff and other health care and social services providers for follow-up and other services.

Medical information is released to other providers in accordance with DHHR regulations on disclosure of medical information.

H. Collection of Fees

There are no patient fees for maternity care services provided at the health units except for women under 21 years of age who are eligible for Title XIX (Medicaid) in the EPSDT Program. Charges to EPSDT for services rendered to eligible women will be based on the fee schedule listed above under Child Health Services.

III. COMMUNICATIVE DISORDERS

A. Administration

Communicative disorders services are administered in accordance with LSA - R.S. 40:5 (General powers and duties of state health officer), 17:2111, 46:261-263, and 46:971-972.

These services include speech, language, and hearing screening and follow-up testing necessary for presumptive diagnosis and appropriate referral for rehabilitation. Services provided are planned to ensure coordination with other associated federal, state, and local programs such as EPSDT, Handicapped Children's Services, Developmental Disabilities, Department of Education, Head Start, and local community service centers for the purposes of:

1. eliminating duplication of services resulting in cost effective operations;
2. maintain effective communications between disciplines working in respective agencies and programs for the benefit of clients served; and
3. ensure easy access to services provided across agencies and programs and expedite referrals for timely and comprehensive follow-up care.

B. Eligibility

Any child from birth to 21 years of age residing in Louisiana is eligible to receive program services.

C. Program Service Priorities and Target Populations

Priority services are directed toward the following populations:

1. infants, preschoolers, and kindergarteners for purposes of prevention and early detection;
2. children in geographic areas of the state where com-

municative disorders services are inaccessible or virtually nonexistent;

3. children from low income families who have limited access to private sector services; and
4. other school age children in grades 1, 3, 7 and 11 in accordance with 1975 national testing guidelines recommended by the American Speech-Language-Hearing Association.

Program service priorities and target populations may be modified to conform with the degree of approved funding.

D. Purposes

1. Prevention, early detection, diagnosis, and timely referral for follow-up care of children in Louisiana with medically and/or educationally significant speech, language, and hearing problems which may impede normal growth and development.
2. To enhance public awareness of early warning signs of speech, language, and hearing problems which may be developing in children.
3. To facilitate referrals for preventive services so that early detection, diagnosis, and referral for rehabilitation will be made.

E. Access to Screening Services

Avenues of access to communicative disorders services are as follows:

1. Appearing at health unit in person and requesting services;
2. Direct referral from physician or nurse conducting other parish health unit child health clinics;
3. Written referral and any associated medical information from a physician in the private sector;
4. Written referral and associated supportive audiological test results from local community-based private and non-profit service centers;
5. Referral from school personnel with documented screening results attached; and
6. Referral with appropriate documented screening results by program personnel.

F. Screening Services

Screening may be performed by trained volunteers, school nurses, health unit personnel, and/or OPPHS personnel depending upon the availability of staff. Communicative Disorders Program personnel provide training in screening activities in accordance with nationally accepted professional standards for audiological screening. Screening equipment provided by the program conforms to 1969 American National Standards Institute's standards of calibration. Infant screening is primarily performed through identification of high risk factors, medical history, behavioral observations, and assessment of developmental milestones.

The parent or guardian is notified by mail as to the child's failure to pass screening. They are urged either in person or by letter to seek follow-up testing depending upon the availability of the parent or guardian at the time of screening. A child who does not receive follow-up testing from private sector providers may be referred to a OPPHS Communicative Disorders clinic in the parish health unit. Follow-up testing is provided by professional audiologists and/or speech pathologist certified by the American Speech-Language-Hearing Association and licensed by the State of Louisiana.

G. Communicative Disorders Clinic Services

Follow-up Communicative Disorders clinics are provided in parish health units throughout the state except Plaquemines Parish. Clinics are scheduled according to numbers of children needing follow-up services. Clinic services include speech, language, and hearing assessment (including middle ear function) utilizing nationally accepted test procedures. These tests are performed in accordance with standards for accreditation set by the

American Speech-Language-Hearing Association and state licensing standards. The clinic responsibilities of audiologists and speech pathologists include interpreting test results to parents or guardians. These results support the presumptive diagnosis. Preventative and rehabilitative counseling is provided consistent with recommendations for referral and treatment. Staff functions in the communicative disorders clinic are:

1. Counseling for parents;
2. Obtaining family history pertinent to comprehensive health care needs;
3. Assessing financial means of the family; and
4. Assisting the family in making arrangements for follow-up care to the private sector or to the Handicapped Children's Services.

Medical information is released to other providers in accordance with DHHR regulations. Repeat clinic invitations for missed clinic appointments are provided at a parent's request.

H. Voice Clinic Services

Voice clinics are conducted in parish health units depending upon availability of physician services. Clinic services may include:

1. voice orientations and workshops with school speech clinicians and health unit personnel;
2. a medical examination and diagnosis by a board certified or board eligible Otolaryngologist;
3. therapeutic recommendations and counseling services are jointly provided by a clinic physician and the OPPHS speech pathologist;
4. the clinic nurse obtains pertinent family history and counseling; and
5. the nurse makes a provisional assessment of family finances which is necessary for appropriate referral.

Dependent upon medical findings, appropriate referrals are made to private sector providers, to state-supported hospitals for follow-up medical care, and/or certified speech therapists in the Department of Education for voice management and therapy. Procedures for obtaining access to voice clinic are identical to those provided for parish communicative disorders clinic.

I. Fees Collections

There are no fees collected for Communicative Disorders Program services with the exception of Head Start. Reimbursement to OPPHS is provided by Head Start for each child screened at Head Start centers in accordance with interagency agreements with Head Start centers throughout the state. A reasonable fee per child is collected under this agreement.

IV. Eye Anomalies Services

A. Administration

The Eye Anomalies Program is administered in accordance with LSA - R.S. 40:5 (General powers and duties of the State Health Officer), 17:2111, 46:261-263, and 46:971-972.

B. Eligibility Criteria

Individuals birth to 21 years of age who reside in Louisiana are eligible for services provided by the Eye Anomalies Program.

C. Requests for Services

The program receives referrals from parents or guardians, public, parochial, and private school systems, day care centers, Head Start programs, interagency programs within OPPHS, private sector pediatricians, the Office of Family Security, the Department of Education, various state institutions, neonatal facilities in hospitals, and other state and private programs.

D. Program Procedures

1. Training workshops are conducted each year by the Regional Eye Anomalies Program Consultants in each parish throughout the state. Training is provided to school nurses, public health nurses, teachers, parents, volunteers, and others. These in-

dividuals are trained to conduct the basic initial screening procedures with school-age children in public, parochial, and private schools.

2. Initial screening is performed by certified Eye Anomalies Program technicians on infants, preschoolers, kindergarten children, mentally retarded children, hearing impaired children, and children referred from the Department of Education, since more complex clinical skills and/or equipment are required for these individuals.

3. The Eye Anomalies staff employs more definitive test procedures to screen school age children in public, parochial, and private schools when these children are referred. If the results of this rescreening are positive, this indicates the need for an ophthalmic examination. These children are then referred into medical diagnostic clinics. Individuals initially tested by Eye Anomalies Program staff are referred directly into medical diagnostic clinics without rescreening procedures.

4. Medical diagnostic screening clinics are scheduled as needed at parish health units throughout the state. All individuals failing the initial or rescreening procedures conducted by Eye Anomalies Program staff are invited into a clinic where they are examined by an ophthalmologist. These ophthalmic examinations assist in determining whether a particular ocular problem requires medical or non-medical treatment. Counseling services are provided focusing on communicating the child's needs to parents, to educators, and to health personnel.

The Ophthalmic Advisory Committee (see Subsection E) assists in the recruitment of ophthalmologists for these clinics; and

5. School nurses are asked to follow-up on public school children who fail to attend clinics. OPPHS Eye Anomalies Program staff and public health nurses conduct a follow-up of pre-school, parochial, and private school children who do not attend clinics in order to determine if they have sought private care services.

Post-clinic conferences attended by the parents or guardians and a public health nurse or Eye Anomalies Program staff member are utilized to initiate needed follow-up for those attending the medical diagnostic clinic. Follow-up services are also provided by other agencies.

D. Referrals from the Program

After clients have been examined by an ophthalmologist in a medical diagnostic clinic and found in need of treatment services, a determination is made whether medical or non-medical treatment is necessary. Referrals may be made to Handicapped Children's Services, state-supported hospitals, other state agencies, including but not limited to Division of Blind Services, Department of Special Education, and to private sector ophthalmologists or optometrists of the parents' choice. Medical information is released to other providers in accordance with DHHR regulations.

E. Ophthalmic Advisory Committee to DHHR

1. The Ophthalmic Advisory Committee of DHHR shall be composed of no more than 18 members made up of ophthalmologists and optometrists appointed to the committee by the state health officer. The state health officer and the director of Eye Anomalies Program shall serve as ex officio members of the committee. The director of OPPHS Eye Anomalies shall act as secretary of the committee and as liaison between the committee and the various offices of DHHR and other state agencies. The chairman of the committee shall be appointed by the state health officer.

2. Members shall serve for as long as they wish to remain actively involved with the committee. When ophthalmologist vacancies occur, the state health officer shall appoint a replacement from a list of five names of ophthalmologists submitted by the

Louisiana Ophthalmology Association. When optometrist vacancies occur, the state health officer shall appoint a replacement from a list of five names submitted by the Louisiana Association of Optometrists.

3. The DHHR Ophthalmic Advisory Committee shall meet periodically with permission of the state health officer. The committee advises DHHR and its various offices and programs on matters relating to departmental eye health programs and services either currently in operation or under consideration. In addition, individual members and sub-committees shall meet as requested by DHHR to fulfill duties for which the committee was established.

F. Fee Collections

There are no fees collected for the Eye Anomalies Program services except under written agreements with Head Start centers.

V. Sudden Infant Death Syndrome

A. Administration

This program exists primarily to monitor compliance with L.S.A.-R.S. 33:1561, 33:1561.3, and 40:56 which mandate the following:

1. Coroners must clearly state cause of death as "Sudden Infant Death Syndrome" where the findings so warrant and within 48 hours of such findings notify the director of the local parish health unit of this provisional diagnosis;

2. The director of the parish health unit or his agent, after consultation with the infant's physician, shall, within 48 hours contact the person or persons who had custody and control of the infant and explain the nature and cause of SIDS to the extent current knowledge permits; and

3. To ensure that the provisional cause of death as SIDS is verified, autopsies shall be performed whenever the cause of death of an infant is unexpected and without explanation.

The coordination of the SIDS Program is under the direction of OPPHS Medical Social Services.

B. Eligibility:

Parents of children who are identified as victims of SIDS deaths in Louisiana are eligible for these services.

C. Purpose:

The goals of the SIDS program are:

1. To provide early clarification of the cause of death so as to alleviate parental/familial guilt and thereby diminish as much as possible the usual long term trauma resulting from SIDS;

2. To provide educational materials to parents and the community at large regarding SIDS, with special focus on training persons who are most likely to have contact with persons experiencing SIDS; e.g., Emergency Medical Units, bereavement groups, etc.;

3. To make appropriate referrals of SIDS families to prevent family breakdown and/or psychological imbalance of any severe/long term nature - often associated with the experience of SIDS; and

4. To provide counseling, whenever possible, especially in those geographical areas where other resources are not available.

In addition to the above, statistics are compiled in a central register to monitor the profile of SIDS families in Louisiana and to establish a base of data available for research relative to this population.

D. Program Procedures

The following procedures have been established to accomplish these goals:

1. Within 48 hours of notification by the coroners office (or any concerned individual) that a SIDS death has occurred, the health unit; i.e., public health nurse, contacts the family to arrange a home visit; when notification is by any individual other than the coroner or his/her representative, confirmation of diagnosis is made by the public health nurse from the coroner's office.

2. Within 10 days a visit is made by the public health nurse. Information as described on the "Initial Case Report" form is obtained while clarifying to the parents the current knowledge about SIDS. Written materials in this regard are also supplied to the parents. Referrals are made as need is detected;

3. This completed report is sent to Medical Social Services in OPPHS central office where it is filed and information extracted from the central registry on SIDS cases;

4. A copy of this report is sent to the regional medical social worker who visits the family four weeks later to provide professional assessment of the psycho social status of the family, and counseling and/or referral that is needed. Subsequent visits may be arranged;

5. A written report of this activity is completed and sent to OPPHS central office for files; and

6. Death certificates are matched with these reports; autopsy reports or death certificates are requested whenever they have not been previously received.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

The Department of Health and Human Resources in accordance with the Louisiana Administrative Procedure Act, R.S. 49:950-970 adopted the following rule of the Office of Preventive and Public Health Services (OPPHS) plans review and approval process. The purpose of this rule is to specify the duties of OPPHS engineering services and parish health units in the plans review and approval process.

A. Plans Reviewed by the Parish Sanitarian

The builder/owner/developer responsible for the following entities shall submit plans and specifications to the parish health unit for review and approval. The review and approval of plans and specifications are the responsibility of the parish sanitarian. This responsibility does not preclude district or regional engineer assistance if requested by the parish sanitarian. Plans and specifications must be submitted to the parish health unit for the following entities:

1. Food services establishments, including but not limited to: restaurants, bars, groceries, school cafeterias, departments of institutions and mobile food processors or vendors.

2. Water supplies of less than 3,000 gallons per day.

3. Sewerage facilities which handle less than 3,000 gallons per day.

Plans listed in Section B submitted to a parish health unit shall be forwarded to OPPHS district engineering services staff for review and approval. Parish sanitarians, after approving plans, shall notify the builder/owner/developer in writing that the plans are approved and will be maintained for three years in the parish health unit. These plans will be used by the parish sanitarian to determine if facilities are built in accordance with approved specifications.

Parish sanitarians, after disapproving plans, shall notify the builder/owner/developer in writing of defects which resulted in the disapproval. The builder/owner/developer may correct the cited defects and resubmit the revised plans for review.

The parish sanitarian may store relevant sections of the plan. Other sections may be returned to the builder/owner/developer. The parish sanitarian shall, at the end of three years, offer in writing to return the plans to the builder/owner/developer. If the builder/owner/developer does not claim them within 30 calendar days, the plans shall be destroyed.

B. Plans Reviewed by the District Engineer

There shall be four OPPHS District areas. District 1 consists of State Planning Regions I and III. District 2 consists of State Planning Regions II and VI. District 3 consists of State Planning Regions IV and V, and District 4 consists of State Planning Regions VII and VIII.

The following plans shall be submitted by the builder/owner/developer to the district engineers (or to the parish health unit which will forward them to the district engineer) for review.

1. State Projects
2. Jails
3. Schools
4. Institutions
5. Hospitals
6. Nursing Homes
7. Public Swimming Pools
8. Public Water facilities greater than 3,000 per day
9. Public Sewerage facilities greater than 3,000 per day

District engineers, after approving the plans, shall notify the builder/owner/developer in writing that the plans are approved and will be forwarded to the parish health unit for keeping.

District engineers, after disapproving plans, shall notify the builder/owner/developer in writing of failings or defects. The builder/owner/developer may correct the cited deficiencies and resubmit the revised plans for review.

A major defect is a defect that is an imminent health hazard. A minor defect is a defect that is a potential health hazard but not an imminent health hazard. A letter explaining the defect will be sent if the defect is minor. If the defect is major, that part of the reviewed plans will have to be redrawn.

All parties involved - the builder/owner/developer, the regional engineer, and the parish sanitarian - will notify in writing all other parties of suggested plan changes.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

Effective December 20, 1985, the Department of Health and Human Resources-Office of Preventive and Public Health Services (OPPHS) formally adopted the rules used in the operation of the Supplemental Security Income/Disabled Children's Program (SSI-DCP), administered by the Handicapped Children's Services Program (HCSP).

These rules are adopted pursuant to the Public Health Service Act Title XIX, Section 1905 as amended by the Omnibus Budget Reconciliation Act of 1981, PL 97-35. (Maternal Child Health Block Grant)

The purpose of the SSI-DCP program is to provide rehabilitation services for blind and disabled children under the age of 16 receiving benefits under Title XVI.

All referrals shall be made from the Federal Supplemental Security Income Program through the Louisiana Data Exchange to the HCSP Central Office on a quarterly basis. The information is then subdivided into regional packets for distribution to the appropriate HCSP offices.

Services are available in the following targeted areas: Baton Rouge HCS regional office, Teche HCS regional office, Lake Charles HCS regional office, Alexandria HCS regional office, Monroe HCS regional office and Shreveport HCS regional office.

First priority is given to referred children whose disability enables them to be eligible for the Handicapped Children's Services Program.

Second priority is given to children under seven years of age whose family may need assistance in understanding the disability and making the best use of case management.

All children are referred on to the Child Search Coordinators to assure prompt planning for their acceptance into the education system.

Children with conditions not treated in the HCSP shall be referred to other state or private agencies when appropriate depending on the needs of the child as revealed by the multidisciplinary team's assessment.

Services provided consist of:

1. team evaluation;
2. family counseling;
3. case management;
4. HCSP services as appropriate; and
5. special services (limited)

Services needed by a child which cannot be met thru any other resources, which may include medical, social, educational, developmental, or rehabilitation services may be provided on a case-by-case basis where medically necessary or appropriate.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

The Tuberculosis Control Program provides evaluation, treatment and followup for tuberculosis cases, suspected cases, and contacts to cases residing in the State of Louisiana. Persons infected with tuberculosis, without active disease, who are at increased risk of future disease due to age or medical condition, are eligible for evaluation, treatment and followup.

Clinical evaluation services shall be provided in each OPPHS region. Followup services, including patient education, sputum collection, patient monitoring for anti-tuberculosis drug side effects, anti-tuberculosis drug delivery, contact and suspect identification and referral for evaluation, shall be available through local public health units.

The reporting and investigation of tuberculosis cases and suspected cases, and investigation for the identification of cases, suspected cases and contacts is provided for in Chapter II, Sections 2:001 - 013 of the State Sanitary Code.

The quarantining of an infectious case to protect the public health is provided for in Chapter II, Sections 2:014 - 2:019 of the State Sanitary Code. Violations of quarantine are punishable under R.S. 40:6.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

To protect the public from vaccine preventable diseases, the Office of Preventive and Public Health Service (OPPHS) administers the Vaccine Preventable Disease Program. The purpose of this program is to prevent the occurrence and transmission of disease through immunization, surveillance, epidemiology, surveys and mass immunizations in outbreak and low protection locations.

Immunization delivery service are available to each individual in Louisiana. There are no eligibility requirements for the public to obtain these services. All persons in the state may be con-

sidered to be at risk of infection although the target population are individuals susceptible to the following vaccine preventable diseases: Diphtheria, Tetanus, Pertussis, Poliomyelitis, Rubeola, Rubella and Mumps.

When an individual seeks immunization services, an immunization record is completed. The patient, parent or guardian, as appropriate, is required to execute an informed consent form. Each time the patient returns to the health unit for an additional immunization the patient, parent or guardian, as appropriate, is required to execute an informed consent form. The signed portion of the consent form is retained and filed by the health unit; the remainder of the informed consent form is returned to the patient for reference.

A public health nurse shall review the consent form with the patient, parent or guardian, as appropriate, to discuss the illness, the risks, contraindications, and side effects of the vaccine and to answer any questions.

These program activities are authorized and/or mandated by LSA - R.S. 40:5.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

The Office of Preventive and Public Health Services (OPPHS) administers the Venereal Disease Control Program to protect the public against sexually-transmitted (i.e. venereal) diseases. The purpose of the Program is to prevent death, disability and social loss by reducing and preventing the incidence of sexually transmitted diseases through treatment of infected patients and the identification of potentially infectious patients and their medical evaluation.

There are no eligibility requirements for the public to obtain these services. All persons in the state may be considered to be at risk of infection, although the target population is usually considered to be sexually active persons between the ages of 14 and 45. Minors may be examined and treated for venereal disease in Louisiana without the consent of parents or guardians. This mandate is contained in R.S. 40:1065.1 under minor's consent for treatment of venereal diseases.

The first step in the control of venereal disease is its rapid identification, followed by notification to the local health authority that a case of disease exists within the particular jurisdiction so that prevention or containment measures can be enacted. These Program-related activities are authorized and/or mandated by LSA-R.S. 40:1061-1068 and Chapter II of the Louisiana Sanitary Code concerning the reporting of venereal disease. To summarize the codal provisions, it is the duty of every physician practicing medicine in the State of Louisiana to report to the state health officer, through the Health Unit of the parish or municipality wherein such physician practices, any case of reportable disease (including sexually transmitted diseases) which he is attending. The report shall be made promptly at the time the physician first visits, examines or prescribes for the patient, and such report shall state the name, age, sex, race, place where the patient is to be found, nature of the disease and date of onset. OPPHS does not follow-up private patients unless requested to by or with the permission of the private physicians. Venereal disease records are confidential and every effort shall be made to ensure the confidentiality even in the clinical setting. The authority for the confidential nature of sexually transmitted disease records is contained in R.S. 44:3.

OPPHS conducts four basic activities pertaining to the con-

tol of venereal disease: (1) clinic services, which involve testing, diagnosis, and treatment of persons seen in the clinics; (2) epidemiology, which is the location and early treatment of sexual contacts of persons who have venereal disease; (3) screening, as a mechanism to discover infections in certain populations; and (4) education, primarily of patients, as to the nature of their disease. OPPHS administers these services through health units in all 64 parishes.

OPPHS recommendations for treatment of venereal disease patients were published in the *Sexually Transmitted Disease Control Manual*, revised April, 1984. This document was authored by the Venereal Disease Control Section of DHHR/OPPHS. Copies of the manual can be obtained from the VD Control Section, Box 60630, New Orleans, LA 70160.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

The Department of Health and Human Resources, Office of Preventive and Public Health Services adopted the following rule pursuant to LSA - R.S. 40:33 and LSA - R.S. 40:41 and pertaining to disclosure of marriage records on file in the Vital Records Registry.

Rule

Pursuant to LSA - R.S. 40:41C, persons seeking to obtain copies of Orleans parish marriage records, which are the only marriage records on file in the vital records registry, are not required to demonstrate a tangible interest; however, space, personnel, and equipment limitations and the fragile conditions of many of these records make direct access to the document impractical. The requestor shall provide the names of the bride and groom and date of the marriage, thereby enabling registry staff to retrieve and certify a copy. The fee set forth in LSA - R.S. 40:40 is applicable.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

The Department of Health and Human Resources, Office of Preventive and Public Health Services, adopted the following rule pursuant to LSA - R.S. 40:33 and the Administrative Procedure Act and pertaining to program guidelines having general applicability which prescribe program requirements appropriate to the vital records registry.

A. REQUIREMENTS FOR CERTIFIED RECORDS SOLICITED THROUGH THE MAILS

Certified copies of records in the custody of the State Registrar may be purchased by writing to Vital Records, Box 60630, New Orleans, LA 70160. Release of these records is possible when the requirements as set forth in R.S. 40:32 et seq. are met. When writing, the requestor shall:

1. Indicate his/her relationship to the person named in the document.
2. Provide the necessary identifying information to enable vital records personnel to locate the document:
Births—\$6 long form, \$3 short form:
 - a. name of registrant
 - b. date
 - c. city or parish of birth

d. maiden name of mother

e. name of father

Deaths—\$5:

a. name of deceased

b. date of death

c. city or parish of death

Marriage—\$5:

(Note: Only records pertaining to a license purchased in

Orleans parish are available through the registry. In all parishes, except Orleans, certified copies of marriage certificates may be obtained from the clerk of court in the parish of license purchase.)

a. name of bride

b. name of groom

c. date of marriage

Payment must be made either by check or money order; the registry cannot accept responsibility for cash sent through the mails.

B. REQUIREMENTS FOR CERTIFIED RECORDS SOLICITED AT THE SERVICE COUNTER

Certified copies may be purchased by the requestor appearing in person at 325 Loyola Avenue, Room 103, between the hours of 8:15 a.m. and 4 p.m. Mondays through Fridays. The requestor must complete a form supplying the pertinent information enumerated in Section A, sign the form signifying that he/she has met the tangible interest requirements set forth in R.S. 40:41C and paid the collectable fee as set forth in RS. 40:40. Payment must be made in cash or by check or money order.

C. REQUIREMENTS FOR OBTAINING A LICENSE TO MARRY IN NEW ORLEANS, LOUISIANA

Application for license may be made by either party. (Both parties need not be present.) One of the applicants must be a resident of Orleans parish. See C.C. Art. 100.

A 72-hour waiting period is required by R.S. 9:203 between time of issuance of license and the ceremony. Permission to waive waiting period may be granted by a judge of the First City Court and must be attached to the returned license.

As required by R.S. 9:242, certified copies of birth records shall be presented for both parties. (This requirement may be waived by a judge of the First City Court for those born outside Louisiana.) The certified copy of birth certificate shall be one issued by the proper vital statistics registration authority of the city, state, or county of birth. The raised seal or stamp of the agency or authority issuing the certificate must be fixed thereto.

Marriage between a male and female under age 18 is prohibited by R.S. 9:208, unless as specified below. Applicants over the age of 16 but less than 18 will need the signed consent of both parents or an order from a judge of juvenile court. Females under age 16 will be issued a license only upon the written order of the juvenile court judge.

A medical certificate is required of both parties and must be issued by a physician licensed to practice in the state of Louisiana. Said certificate must be dated within 10 days of the date of application stating that the parties have been examined and are free of all venereal diseases as provided in R.S. 9:241.

If either party has been divorced, a certified copy of the final decree of divorce shall be presented to the issuing officer. See C.C. Art. 93.

A certified copy of a death certificate shall be presented when a widow or widower is applying for a license to marry. See C.C. Art. 93.

A marriage license expires and becomes invalid 30 days after date issued as set forth in R.S. 9:206.

The fee for issuance of a marriage license is \$5 payable by cash, check or money order as set forth in R.S. 40:40.

D. REQUIREMENTS FOR PURCHASE OF BURIAL TRANSIT PERMITS

When appearing in proper person, burial transit permits may be purchased at a cost of \$2 by licensed funeral directors and embalmers, as well as others authorized to do so by the state health officer acting as permitted by R.S. 40:5, when the conditions listed hereinunder are met:

1. The death certificate must be completed as set forth in R.S. 40:34. If the entire certificate is completed, a burial transit permit is issued.

2. In cases wherein the certificate preparer fails to present a duly completed and executed certificate for reasons beyond his control, a tentative permit may be issued with the understanding that the certificate will be completed as quickly as humanly possible.

3. If certified copies of the completed certificate are required at the point the permit is issued, the funeral director or embalmer must complete an application and pay fees as set forth in R.S. 40:40.

E. REQUIREMENTS FOR REGISTRATION OF CHILDREN BORN OUTSIDE OF HOSPITALS

In addition to requirements set forth in R.S. 40:45B, registration shall occur in the parish health unit with the person in attendance appearing in proper person.

F. REQUIREMENTS FOR CERTIFICATE ALTERATIONS FOLLOWING NAME CHANGE JUDGMENTS

Attention is called to R.S. 13:4751 through R.S. 13:4755, concerning "change of name". In addition to other requirements set forth therein, certain requisites must be met if the birth record on file in the vital records registry is to reflect the results of proceedings under the name change statute. Complete identifying personal data on the petitioner is essential.

The data shall include:

- a. petitioner's name at birth
- b. birth date
- c. birthplace
- d. mother's maiden name
- e. father's name

The identifying data shall be included in a certified copy of the judgment presented to the Registry, or if not in the judgment, in the petition, in which case a certified copy of both petition and judgment must be furnished.

G. REQUIREMENTS TO BE MET WHEN THERE IS NO RECORD OF MARRIAGE ON FILE

When it develops that a license was issued in Orleans parish and a record of the marriage is not on file in the registry, the procedure appearing below shall be followed in the order listed.

1. Should the officiant have the original record of marriage in his possession, the registry will record same.

2. Should the officiant have a duplicate original in his possession containing his certification and all required signatures, the registry will record same.

3. Should the original keepsake copy furnished to the bride and groom be available, that document along with an authentic act executed by the officiant and a completed marriage record (PHS-5A) will support a recording of the marriage in the registry. In cases wherein only a photostat of the keepsake copy is available, at least one witness to the ceremony must execute an authentic act as well.

4. In the event items 1-3 cannot be applied and a duplicate license is available in registry files, that duplicate may be made available to the bride and groom. All requirements for purchase of a license shall be waived with the exception of the medical one. The completed record shall be recorded and the date of the mar-

riage shall be a date subsequent to the date the duplicate was released to the bride and groom.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

The Department of Health and Human Resources, Office of Preventive and Public Health Services, adopted the following rule pursuant to LSA - R.S. 40:33 and LSA - R.S. 40:59 and pertaining to proofs to be submitted by any applicant for an alteration of a certificate on file in the vital records registry.

Rule

All documents submitted to accomplish alterations to vital records in the custody of the State Registrar shall be certified, true copies of the original instrument. No alteration may be made to an original signature. All alterations shall be effected as set forth in Volume 9 Number 5, page 324 of the *Louisiana Register* dated May 20, 1983.

CERTIFICATE OF LIVE BIRTH

Last Name—Obvious errors in spelling may be altered by a baptismal record or letter issued by the delivering hospital or midwife from their medical records.

A complete change of surname can be made with an acknowledgment of paternity or act of legitimation for illegitimate births; the parents marriage application for legitimate births; a name change judgment will suffice in all instances.

First and Second Names—Between birth and 12 years of age, these names may be altered by an affidavit executed by the mother and father (if a father's name appears on the certificate) or the survivor of them or the parent having legal custody or a baptismal certificate or delivering hospital record.

The names of persons over 12 years of age may be altered by a five year old record containing the registrant's facts of birth, e.g., school record, marriage application, baptismal certificate, application for a social security number or voter registration record.

Date of Birth—In instances where the request for alteration encompasses a period of less than one calendar year, a hospital statement or baptismal certificate (if baptism occurred during the first year) may be utilized to alter this item. Note that this is possible only where the new birth date is prior to the file date shown on the certificate.

Hour of birth, this birth, order of birth, place of birth, date of birth, date of signature and the Section entitled "Information for Medical and Health Use Only"—Items appearing in or under these listed designations will require a statement signed by the hospital administration, attending physician or midwife.

Sex—In cases of erroneous classification at birth, this item may be altered by hospital, attending physician or midwife records, an early school record or marriage application.

Other requests for alteration relating to sex will be processed as set forth in LSA - R.S. 40:62 and 40:62-1.

Father and mother of child—Information pertaining to the mother and father listed on the certificate may be altered with the parent(s)' birth certificate(s), marriage application or child's baptismal certificate.

Race—In the absence of definitive statutory or jurisprudential guidelines, a request for race alteration must be handled on a case by case basis with the applicant submitting documents pertaining to his/her ancestry to support the change. The state registrar or his representative will offer suggestions or assistance in an attempt to reach an amicable solution.

DELAYED CERTIFICATE OF BIRTH

All alterations to this document shall be predicated upon an order from a court of competent jurisdiction. If the alteration pertains to date of birth, the order shall be issued by Civil District Court for the Parish of Orleans.

CERTIFICATE OF DEATH

The coroner of the parish where death occurred can cause alteration of any item on a death certificate, when that request is communicated on his letterhead with his original signature. Otherwise, alterations may be effected upon presentation of proofs appearing hereinbelow.

Last Name, parents and birthplace—Alterations to the last name shall be predicated upon the birth certificate of the deceased (if available), a baptismal certificate or the parents' marriage application.

First, second name, date of birth and sex—These items may be altered by a five year old record containing the registrant's facts of birth, e.g., school record, marriage application, baptismal certificate, application for a social security number or voter registration record.

Date, place and hour of death—Alterations of these sections will require a written statement of the attending physician or coroner.

Surviving spouse—Where a name of a spouse does not appear on the certificate, it may be added with the marriage application and affidavit executed by the surviving spouse that he/she has not remarried. In the event a request is made to the Registry to displace the name of a spouse shown on the certificate, the Registry may consider an order from a court of competent jurisdiction.

Usual occupation, kind of business or industry and usual residence of deceased—An affidavit executed by the informant will cause this section to be amended.

Cause of death, death due to external violence and physician's certification—Alterations to these sections can only occur after receipt of a written statement of the attending physician or coroner submitted on his letterhead and containing his original signature.

Type of disposition and name and location of cemetery—Alteration to this section shall be supported by a statement signed by the sexton.

CERTIFICATE OF MARRIAGE

Only those marriage records on file in the vital records registry representing the purchase of a license in Orleans parish are addressed in this section. Requests for alterations to other marriage records should be brought to the attention of the clerk of court in the parish of license purchase.

Information pertaining to the bride or groom extracted from the birth certificate presented upon application for license may be altered by an amended birth certificate or an order issued by a court of competent jurisdiction.

Data pertaining to usual residence can be altered with an affidavit executed by the affected marriage participant.

INACTIVE FILES

At the expiration of six months, all files which do not evidence activity during that period shall be closed and all documents submitted shall be returned to the customer.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of Preventive and Public Health Services

A. OVERVIEW (GENERAL):

The Water Quality Program of Department of Health and Human Resources (DHHR) is administered by the Office of Preventive and Public Health Services (OPPHS). Program-related activities are authorized, delineated and/or mandated by LSA-R.S. Title 40 and other related statutes, the Louisiana State Sanitary Code, and Memorandums of Understanding. The purpose of the Water Quality Program is to regulate sewage treatment, sanitary sewerage disposal and other water and wastewater matters in order to safeguard the general public health.

B. ADMINISTRATIVE PROCEDURES (SPECIFIC):

Services rendered by OPPHS in response to Water Quality Program responsibilities are public health-oriented in nature. Program services are offered upon request and are governed by program priorities. Program regulations, as are detailed in Chapters 1, 13, and 16 of the Louisiana State Sanitary Code, generally constitute the basis for the majority of the activities attributable to Water Quality Program. Among these activities are responsibilities for plans review, permitting, approvals, facilities and premises inspections, surveillance, sample collections, laboratory and field testing, complaint investigations, code compliance assurance and related enforcement. OPPHS may respond to requests from other state and federal agencies, such as the U.S. Army Corps of Engineers and the Louisiana Department of Natural Resources, for comments and/or letters of objection or no objection pertaining to proposed developments or activities which require the approval of such agencies prior to their initiation. Comments or letters of objection or no objection shall be based upon the substantive criteria contained in the Sanitary Code and in any other applicable DHHR regulations. Pursuant to LRS 48:385 and other state or federal statutory requirements, DHHR may respond to petitions or other opportunities for review or consideration in matters requiring consent or denial of consent, as appropriate. Such considerations shall be based upon the substantive criteria contained in the Sanitary Code and other applicable DHHR regulations.

All Water Quality Program services are free of charge. While verbal requests for services may be honored, written requests may be required. Requests shall be conveyed to the chief sanitarian of the parish health unit having jurisdiction over the parish in which the service is to be rendered. Final disposition with respect to service request shall be made by the DHHR secretary or designee.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

Department of Health and Human Resources Office of the Secretary

The Louisiana Department of Health and Human Resources (DHHR) has adopted a rule to administer block grant federal funding for fiscal year 1985-86. These federal funds will be administered in accordance with P.L. 97-35, the Omnibus Budget Reconciliation Act of 1981, and federal regulations as published in the *Federal Register*, Vol. 47, No. 129, Tuesday, July 6, 1982, pp. 29472-29493. The rules apply to the Alcohol and Drug Abuse and Mental Health Services Block Grant, the Maternal and Child Health Services Block Grant and the Preventive Health Services Block Grant.

The DHHR Offices responsible for administration of programs and services in the block grants are as follows:

- (1) Alcohol and Drug Abuse and Mental Health Services—Office of Mental Health
- (2) Maternal and Child Health Services—Office of Preventive and Public Health Services
- (3) Preventive Health and Health Services—Office of Preventive and Public Health Services.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

RULE

**Department of Natural Resources
Office of Forestry**

The Office of Forestry, Department of Natural Resources, after holding a public hearing on September 5, 1985, at its office located at 5150 Florida Boulevard, Baton Rouge, LA, announces the following revised charges for specified services to forestland owners as follows:

Prescribed Burning	\$ 5/acre
Fireline Plowing Only (not fire protection plowing)	\$40/hour

Michael P. Mety, State Forester
Office of Forestry

RULE

**Department of Natural Resources
Office of Forestry**

The Office of Forestry, in accordance with Act 591 of 1970, after holding a public meeting on November 4, 1985, at the Alexander State Forest, Woodworth, LA, announces the following revised fees to be collected at Indian Creek Recreation Area beginning January 1, 1986:

Regular Camping	\$10/night
Primitive Camping	\$ 7/night
Entry Fees	\$ 2/car + 50¢/person over 6

Michael P. Mety, State Forester
Office of Forestry

RULE

**Department of Natural Resources
Office of Forestry and
Department of Revenue and Taxation
Tax Commission**

The Louisiana Forestry Commission and Tax Commission, as required by R.S. 56:1543, adopted the following timber stumpage values based on current average stumpage market values to be used for severance tax computations for 1986:

1. Pine Sawtimber	\$142.00 per M bd. ft.
2. All Hardwoods & Cypress Sawtimber	71.00 per M bd. ft.
3. Pine Pulpwood	17.50 per Cord
4. Hardwood Pulpwood	4.00 per Cord

Michael P. Mety, State Forester
Office of Forestry

Jamar W. Adcock, Chairman
Louisiana Tax Commission

RULE

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

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act and R.S. 56:700.1 through 56:700.5, the Fishermen's Gear Compensation Fund, notice is hereby given by the Department of Natural Resources that the balance in the Fishermen's Gear Compensation Fund has reached less than one hundred thousand dollars, and as provided in R.S. 56:700.2, an additional fee will be assessed on December 20, 1985. The fee will be in the amount of \$300 per state mineral lease and \$300 per state right-of-way. The fee will apply to all leases and rights-of-way located in the coastal zone of Louisiana.

Any questions or comments relative to this fee should be directed to Edward M. Wagner, Jr., Administrator, Fishermen's Gear Compensation Fund, Box 44124, Capitol Station, Baton Rouge, LA 70804, Telephone (504) 342-4600.

B. Jim Porter
Secretary

RULE

**Department of Public Safety and Corrections
Office of Motor Vehicles**

Under authority of LRS Title 32, Chapter 7 and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Office of Motor Vehicles adopts the following rule:

VEHICLE EMISSION INSPECTION

(a) All 1980 and later model passenger cars and light-duty trucks (8500 lbs or less) currently registered and operated in Louisiana must be inspected, as part of, and at the time of, the required annual vehicle inspection, under Parameter Vehicle Emission Inspection and Maintenance Program and the rules of the department applicable to the particular year model.

(b) Certified inspectors in Louisiana must perform the parameter inspection and maintenance inspection on all 1980 and later year model passenger cars and light-duty trucks presented for inspection which are currently registered in Louisiana.

(c) Certified inspectors in Louisiana must perform the parameter inspection and maintenance inspection on all 1980 and later model passenger cars and light-duty trucks presented for inspection which are currently registered and operated in Louisiana, provided that the certified inspectors have completed the training for the Parameter Inspection and Maintenance Program and hold a current inspector's certificate for such training.

(d) Vehicles having been inspected under the Parameter Inspection and Maintenance Program and found to have met the requirements will be passed by the certified inspector.

(e) All certified inspectors in Louisiana must complete the training for the Parameter Inspection and Maintenance Program and receive certification from the Louisiana Department of Public Safety and Corrections for such training.

(f) Only those certified inspectors who have completed the training for the Parameter Inspection and Maintenance Program, and who have received certification for such training may perform the parameter inspection and maintenance inspections.

(g) Certified Inspectors in the state who have been certified to perform the parameter inspection and maintenance inspections shall accurately complete forms provided by the department.

(h) Specific inspection requirements for passenger cars and light-duty trucks in the Parameter Inspection and Maintenance Program are as follows:

1980-1983 year models

(A) Inspection parameters are evaporative canister, air injection system, choke system, PCV valves and hoses, exhaust gas recirculation (EGR) valve and thermostatic air control (TAC). In addition, vehicles originally equipped with a catalytic converter at the time of manufacture shall be checked for the presence of lead, catalytic converter, and fuel inlet restrictor.

(B) Vehicles with an altered or removed fuel inlet restrictor or a removed catalytic converter will be allowed a period of time not to exceed 60 days in which to replace the catalytic converter. A vehicle failing the lead detection test will be allowed a period of time not to exceed 60 days in which to replace the contaminated tailpipe and catalytic converter. Proof of replacement shall be provided by the vehicle owner at the time the vehicle is reinspected and shall be in the form of a dated repair receipt or sales invoice.

(C) A vehicle which fails the inspection because of an altered or removed fuel inlet restrictor, a removed catalytic converter, or lead in the tailpipe, but which passes all other inspection requirements, will be issued a rejection certificate which will be valid for 60 days.

1984 and later year models.

(A) Inspection parameters are misfire, evaporative canister, air injection system, oxygen sensor choke system, PCV valves and hoses, exhaust gas recirculation (EGR) valve, and thermostatic air control (TAC). In addition, vehicles originally equipped with a catalytic converter at the time of manufacture shall be checked for the presence of lead, catalytic converter, and fuel inlet restrictor.

(B) An altered or removed fuel inlet restrictor or a removed catalytic converter will be allowed a period of time not to exceed 60 days in which to replace the catalytic converter before an inspection certificate may be issued. A vehicle failing the lead detection test must have the contaminated tailpipe and catalytic converter replaced before an inspection certificate will be issued. If a vehicle is rejected, a rejection certificate for 60 days shall be issued which lists items rejected and other required information.

Inspection certificates prior to the effective date of these rules shall be valid and shall remain in effect until the expiration date thereof.

Buster J. Guzzardo
Administrator

RULE

Department of Revenue and Taxation Sales Tax Section

The Department of Revenue and Taxation adopted a regulation which prescribed a standardized format for reporting local sales and use taxes.

This regulation may be viewed in its entirety at the following address: R. Charles Bradley, Jr., Director, Sales Tax Section, Louisiana Department of Revenue and Taxation, 330 North Ardenwood Drive, Baton Rouge, LA.

Louisiana Revised Statutes 33:2713.1, 2737(G), and 2741.1 provide that the secretary of Revenue and Taxation shall adopt a standard sales and use tax reporting format for use by all local taxing jurisdictions in the state. The format herewith adopted is that which was adopted by the Board of Directors of the Louisiana Association of Tax Administrators and approved by the executive boards of the Louisiana Municipal Association, the Police Jury Association of Louisiana, and the Louisiana School Board Association.

The adopted format consists of 25 numbered format lines for single-column forms, and 26 numbered format lines for multiple-column forms.

Local taxing jurisdictions may implement use of the new format at any time that the new return forms become available, or whenever supplies of the existing form have been exhausted; but in no case shall the new format be implemented later than the reporting period of January 1987.

Shirley McNamara
Secretary

RULE

Department of Transportation and Development Board of Registration for Professional Engineers and Land Surveyors

In accordance with R.S. 49:950, et seq., the Louisiana State Board of Registration for Professional Engineers and Land Surveyors revised its bylaws as follows.

BYLAWS

1. Domicile

1.1. Domicile. The domicile of the board shall be the City of New Orleans.

1.2. Change of Domicile. The board may vote to change its domicile.

2. Board Members

2.1. Number and Qualifications. The board shall be comprised of 10 members, each of whom shall be appointed by the governor in accordance with the requirements established by law.

2.2. Board Officers. The board shall elect annually from its membership the following officers: a chairman, a vice-chairman, and a secretary.

2.3. Date of Elections. The election of board officers shall take place at the board's annual meeting in January. In the event that an officer cannot complete his term, an election in order to fill the unexpired term shall be scheduled at the earliest practical regular or special meeting.

2.4. Duties. The duties of the board officers shall be as follows:

a. Chairman. The chairman shall preside at all meetings, appoint all committees, except as otherwise provided, and shall, together with the secretary, sign all certificates of registration issued by the board. The chairman shall compile the agenda for each regular and special meeting. The chairman shall be empowered to authorize expenditures of funds, in the beneficial interests of the board and without its prior approval, up to an aggregate amount of \$2,000, and any expenditures made under this authorization shall be reported to and ratified by the board at its next regular meeting.

b. Vice-Chairman. The vice-chairman shall, in the absence of the chairman, perform the duties of and possess all of the powers of the chairman. Should the chairman's membership on the board be terminated prior to the election of his successor, the vice-chairman shall automatically assume the duties of chairman until the board is re-organized.

c. Secretary. The secretary shall (a) be the official custodian of the records of the board and of the seal of the board and see that the seal of the board is affixed to all appropriate documents; (b) sign, with the chairman, certificates of registration, the issuance of which shall have been authorized by resolution of the board; (c) assume all responsibilities of the executive secretary, in the event of the absence or incapacity of the executive secretary; (d) send copies of the annual audit and the financial statement, prepared by the certified public accountant, to the governor after the report of the audit has been reviewed by the board; (e) sign the minutes of the board meetings after approval of the minutes by the board.

3. Standing Committees

3.1. Committees. The board shall establish the following committees: Executive Committee; Agricultural Engineering Committee, Chemical Engineering Committee, Civil Engineering Committee, Electrical Engineering Committee, Industrial Engineering Committee, Mechanical Engineering Committee, Metallurgical Engineering Committee, Mining Engineering Committee, Petroleum Engineering Committee, Land Surveying Committee, Engineer-in-Training Committee, Liaison and Law Review Committee, Curricula Committee, Finance Committee and Nominations Committee.

3.2. Power to Appoint. Unless otherwise provided below, the chairman shall have the power to make all committee appointments. All committee appointments shall be effective from date of appointment until the next annual meeting of the board.

3.3. Executive Committee. The chairman, vice-chairman, and secretary shall constitute the Executive Committee. The chairman of the board shall serve as chairman of the Executive Committee.

The Executive Committee shall oversee the operations of the office of the board and shall advise the executive secretary as to the conduct of the business of the board between meetings. The committee shall make recommendations to the board with respect to personnel, policies and procedures.

3.4. Engineering Committees. The chairman of the board shall appoint not less than two members to each of the following committees:

- Agricultural Engineering Committee
- Chemical Engineering Committee
- Civil Engineering Committee
- Electrical Engineering Committee
- Industrial Engineering Committee
- Mechanical Engineering Committee
- Metallurgical Engineering Committee
- Mining Engineering Committee
- Petroleum Engineering Committee

Each of these committees shall (1) review applications for registration in each respective branch of professional engineering; (2) recommend approval or disapproval of applications; (3) supervise the selection of examinations on principles and practice of engineering for their respective branches; and (4) recommend passing scores for their respective written examinations.

3.5. Land Surveying Committee. The chairman of the board shall appoint not less than two members to the Land Surveying Committee. All members of the Land Surveying Committee shall be registered professional land surveyors.

The Land Surveying Committee shall (1) review applications for registration as a professional land surveyor; (2) review applications for certification of persons as a land surveyor-in-training; (3) supervise the selection of examinations on the fundamentals of, on principles and practice of, and the laws and procedures of land surveying; and (4) recommend passing scores for their respective written examinations.

3.6. Engineer-in-Training Committee. The chairman shall appoint an Engineer-in-Training Committee which shall review all applications for the examination in fundamental engineering subjects and all requests for certifications of persons as engineers-in-training and shall make recommendations for action by the board.

3.7. Liaison and Law Review Committee. The chairman shall appoint a Liaison and Law Review Committee to work with similar committees of the Louisiana Engineering Society and of other professional and technical organizations on matters of mutual concern. The committee shall make recommendations to the board in matters concerned with the Registration Law and the rules and regulations of the board.

3.8. Curricula Committee. The chairman shall appoint a Curricula Committee to evaluate and make recommendations to the board concerning the quality of the engineering, related science, related technology, and surveying curricula, and the faculties and facilities of schools within the State of Louisiana. The curricula committee shall have the power to make inspections in the course of its evaluations. The committee chairman shall coordinate the selection of board observers for all ABET visitations in the state.

3.9. Finance Committee. The chairman shall appoint a Finance Committee composed of not less than two board members. The secretary and executive secretary will serve as ex-officio members of this committee. It will be the responsibility of this committee to make studies, reports and recommendations to the board on fiscal matters. At the end of the fiscal year, the Finance Committee shall review the annual audit and prepare a budget for presentation to the board at its next meeting.

3.10. Nominations Committee. The chairman shall appoint a Nominations Committee composed of not less than two members. It shall be the duty of this committee to present to the board a list of nominations to any election of officers.

4. The Executive Secretary

4.1. Appointment. The board shall appoint an executive secretary, who shall assist the board members in the performance of their duties.

4.2. Officer of Board. Although not a member of the board, the executive secretary shall be an officer of the board. However, the provisions of Section 3 of these bylaws shall not apply to him.

4.3. Duties of the Executive Secretary. The executive secretary shall:

- (a) conduct and care for all correspondence in the name of the board;
- (b) record and file all applications, examinations, registrations, and revocations;
- (c) send members of the board notices of all regular meetings 10 days in advance thereof;
- (d) keep correct minutes of all meetings of the board, including a record of all certificates of registration issued;
- (e) examine all applications for registration and bring about the necessary correction or supplying of missing or essential data in connection with such applications prior to consideration thereof by the board;
- (f) address inquiries to references to verify the qualifications, experience and character of applicants;
- (g) make arrangements as required by the board for all written or oral examinations and interviews of applicants;
- (h) supervise the administration of the written examinations;
- (i) present to the board the results of examinations and other evidence of qualification;
- (j) have certificates of registration prepared for those applicants who have been approved for registration or certification by the board;
- (k) notify by letter to his last known address, every person and entity registered or certified under the registration laws of the date of the expiration of the certificate and the amount of the fee that shall be required for its renewal;
- (l) develop procedures and internal policies for all administrative functions;
- (m) employ and supervise the work of all investigators and secretarial, stenographic, clerical, and technical assistants essential to the work of the board, but only on approval of the Executive Committee and in accordance with the provisions of the registration law;
- (n) investigate and dispose of allegations and apparent vi-

ulations of the registration law when possible, and refer any such matters requiring formal action to the board;

(o) assist the board in the adoption and amendment of rules and bylaws in accordance with the statutes;

(p) represent the board at meetings of technical and professional societies and appear before student groups and legislative committee meetings;

(q) write articles for publication to inform registrants and the public of activities and actions of the board;

(r) be an associate member of the National Council of Engineering Examiners;

(s) assist the Finance Committee in the preparation of the budget;

(t) assist in ensuring that the expenditures are within the budget;

(u) receive and account for all monies derived from the operation of the board;

(v) in all matters relating to receipts and disbursements, comply with R.S. Section 37:690;

(w) audit all bills and accounts covering expenditures and prepare all vouchers and checks for payment of approved bills;

(x) keep a register of receipts and expenditures, maintaining such financial books as will at all times show the financial condition of the board and the validity of the registrations and of the certificates which have been issued;

(y) have an audit made of all receipts and disbursements at the closing of each fiscal year (June 30) by the board's certified public accountant. The report of this audit shall be ready for submission to the board or its members at its July meeting.

5. Meetings

5.1. Regular Meetings. The board shall hold at least four regular meetings each year.

5.2. Annual Meeting. The first regular meeting of the calendar year is to be held in January, and shall be designated as the annual meeting.

5.3. Special Meetings. The chairman or the secretary may call special meetings when he considers them to be necessary. Upon written request of six board members, the chairman is required to call a special meeting.

5.4. Open Meetings. Every meeting of the board shall be open to the public, unless closed as an executive session.

5.5. Meeting Dates. The dates, times, and places of all regular meetings shall be determined at the beginning of each calendar year.

5.6. General Notice of Regular Meetings. Written, public notice of the dates, times, and places of all regular meetings shall be given at the beginning of each calendar year.

5.7. Separate Notice of All Meetings. In addition, separate written, public notice of any regular, special, or rescheduled meeting shall be given no later than 24 hours before the holding of the meeting. This separate notice shall include the agenda, date, time, and place of the meeting.

5.8. Posting of Notice. The public notice discussed in Sections 5.6 and 5.7 shall include (1) posting a copy of the notice at the office of the board; or (2) publication of the notice in the *Louisiana Engineer* no less than 24 hours before the meeting.

5.9. Notice to Board Members. Notice of all meetings, in conformity with Sections 5.6 and 5.7 shall be given in writing to each member by the executive secretary.

5.10. Quorum. A simple majority of board members shall constitute a quorum for the transaction of business.

5.11. *Roberts Rules of Order*. *Roberts Rules of Order* shall govern the proceedings of the board at all meetings, except as otherwise provided herein or by statute.

5.12. Location of Meetings. All meetings shall be held at

the board office, unless, in the judgement of the chairman, it is necessary or convenient to meet elsewhere.

6. Minutes

6.1 Requirement of Keeping Minutes. The board shall keep written minutes of all of its open meetings.

Required Items for Inclusion. The minutes shall include, but need not be limited to:

(a) The date, time, and place of the meeting.

(b) The members of the board recorded as either present or absent.

(c) The substance of all matters decided, and, at the request of any board member, a record, by individual member, or of any votes taken.

6.3 Optional Items for Inclusion. Any board member may request that a matter discussed during a meeting be placed in the written minutes of that meeting.

7. Executive Session

7.1. Reasons for Calling Executive Sessions. Executive sessions may be held for the following purposes:

(a) discussion of the character, professional competence, or physical or mental health of a person, provided that such person may require that such discussion be held at an open meeting;

(b) strategy sessions or negotiations with respect to collective bargaining, prospective litigation after formal written demand, or litigation when an open meeting would have a detrimental effect on the bargaining or litigating position of the board;

(c) discussion regarding the report, development or course of action regarding security personnel, plans or devices;

(d) investigative proceeding regarding allegations of misconduct, or

(e) cases of extraordinary emergency, which shall be limited to natural disaster, threat of epidemic, civil disturbances, suppression of insurrections, the repelling of invasions, or other matters of similar magnitude.

7.2. Limitations on Executive Sessions.

No final or binding action shall be taken during an executive session. Nor may a session be called for discussion of the appointment of a person to a public body.

8. Voting

8.1. General Provisions. Unless otherwise specified in paragraphs 2, 3, 4, 5, or 6 of this Section, a simple majority of a quorum of the board at a meeting properly noticed and convened is necessary in order to elect an officer or approve a measure before the board.

8.2. Change of Domicile. In order to change the domicile of the board, approval of two-thirds of the entire board at a meeting properly noticed and convened is necessary.

8.3. Executive Session and Agenda Additions. Approval of two-thirds of a quorum of the board at a meeting properly noticed and convened is necessary in order to:

a. decide to hold an executive session.

b. take up a matter not on the original agenda of the meeting.

8.4. Approval of Items Added to Agenda. If two or more board members present at a regular or special meeting are agreed to defer action of a matter not on the original agenda of the meeting that matter shall not be approved, and shall be placed on the original agenda of the next scheduled meeting.

8.5. Disciplinary Proceedings. Approval of a majority of the entire board membership authorized to participate in a proceeding is necessary in order to:

a. suspend, refuse to review, or revoke the certificate of or reprimand any registrant or certificate holder;

b. prefer charges of violation of any provision of the registration laws; or

c. reinstate an application, certificate of registration, or certification.

8.6. Amend Bylaws. A majority vote of the members comprising the board is necessary in order to amend the bylaws.

8.7. Waiver of Bylaw Amendment Requirements. By a unanimous vote of the board members present at a regular or special meeting, the 30-day provision for submission of proposed by-law amendments by board members may be waived.

8.8. Manner of Voting. Voting shall be conducted in the following manner:

a. No proxy voting or secret balloting shall be permitted.

b. All votes shall be by viva voce.

c. Votes on motions to hold an executive session (along with the reason for holding the session) shall be recorded and entered into the minutes of the meeting.

8.9. Voting Members. The member of the board who is the registered professional land surveyor shall not cast a vote on matters exclusively related to registered professional engineers and engineers in training, including registration and revocation of registration, and revocation of certification.

9. Rules and Regulations

9.1. Power to Promulgate Rules. Under the provisions of the registration law, the board is given the power to make and promulgate rules and regulations necessary for the proper performance of its duties.

9.2. Proposal of Rule Change. Any board member may propose the adoption of a new rule or regulation, or the amendment or revocation of an existing rule or regulation.

9.3. Requirements of Proposal. Such proposal shall:

a. be in writing;

b. include a draft of the requested change or changes; and

c. be sent to the chairman and the executive secretary at least 30 days before the next regular meeting of the board.

9.4. Copies of Proposal. The executive secretary shall send copies of the proposal to all board members 10 days before the next regular meeting of the board.

9.5. Notice of Proposal. The chairman shall place the proposed change, amendment, or revocation on the agenda for the next regular meeting scheduled after receipt of the proposal.

10. Publications of the Board

10.1. Roster. A roster showing the names and places of business of all registered professional engineers, the branch of engineering in which professional engineers are registered, and all registered land surveyors may be published by the board. Upon request, a copy of this roster shall be mailed without charge to each person so registered. Extra copies to registrants and copies to others shall be furnished upon payment of a fee established by the board. The roster shall be placed on file with the secretary of state and in the libraries of all colleges and universities in this state.

10.2. Official Journal. The official journal of the board shall be the *Louisiana Engineer*.

11. Bonding

11.1. Position Bonds. The board shall provide a blanket position bond of not less than \$10,000 covering the position of the chairman, vice-chairman, secretary, executive secretary, and all board members, employees, or other persons who may sign checks or handle the finances of the board.

12. Disbursements

12.1. Check Requirement. All disbursements over the amount of \$50 shall be made by check.

12.2. Line Item Restrictions. Annual disbursements shall not exceed current budget line items.

12.3. Required Signatures on Checks. All checks must be signed by two of the following individuals: chairman, vice-chairman, secretary or executive secretary.

13. Compensation and Expenses

13.1. Authority to Incur Traveling Expenses. The board shall allow its members actual traveling expenses plus per diem to attend regular, special and committee meetings of the board. Per diem for the time spent traveling and for time spent at the meeting shall be allowed. The per diem allowance for time spent traveling shall not exceed two days for these meetings.

The board may, by resolution at one of its meetings, authorize any of its members or representatives to travel at the expense of the board to attend meetings and conventions such as those of the National Council of Engineering Examiners (NCEE), the Accreditation Board for Engineering and Technology (ABET), or other allied organizations. Per diem for time spent traveling and for time spent at the meeting will be allowed. The allowance of per diem for time spent traveling shall not exceed the total number of days computed by dividing the most direct route driving mileage by 400 miles per day.

13.2. Reimbursement of Transportation Expenses. Expenses for transportation by personally owned vehicles shall be reimbursed at the mileage rate specified by the board at a regular meeting. Reimbursement shall be on the basis of the most direct route. The traveler shall be required to pay all of the operating expenses of the vehicle.

Air travel will be by coach or economy class rates when available. Travel by state plane is also permitted. However, reimbursement will be limited to comparable coach or economy class rates. Receipts or other verification of travel will be attached to the expense report. Reimbursement will be on the basis of the most direct route available. Air travel by private aircraft may be approved by the board. When so approved, reimbursement will be on the basis of coach air fare.

13.3. Lodging and Meals. The board shall allow its members to be reimbursed actual expenses for meals (including tips) and for lodging at a single occupancy rate. Receipts for lodging shall be submitted and attached to the travel voucher.

14. Board Nominations

14.1. Guidelines and Procedures. The following guidelines and procedures will be observed in order that timely and prudent advice can be given to the Louisiana Engineering Society and the Louisiana Land Surveyors Association with regard to nominees for vacancies on the board.

14.1.1. At each annual meeting, the board will determine and publish in the minutes of the meeting, and include in the annual report issued to the governor, the names of the sitting board members and the respective division of engineering practice of each, in the case of engineers, and the identity of the registered professional land surveyor member. A copy of the list will be forwarded by certified mail, return receipt requested to the Louisiana Engineering Society and the Louisiana Land Surveyors Association.

14.1.1.1. Registered professional engineering board members shall continue to represent the division of engineering practice represented when appointed, unless formal advice has been received from the Louisiana Engineering Society on or before the date of the annual meeting that the division of engineering practice classification of a member has been changed.

14.1.1.2. If a board member is not a member of the Louisiana Engineering Society or the Louisiana Land Surveyors Association, it shall be his duty to notify the executive secretary of any significant change in his regular employment; the executive secretary shall so advise the Louisiana Engineering Society for its action, if any, prior to the annual meeting.

14.1.2. Board members who retire from active practice shall continue to represent the division of engineering practice represented at the time of retirement.

14.1.3. The division of engineering practice classification of each board member shall remain unchanged during each administrative year.

14.1.4. At each annual meeting, an examination will be made of the anticipated vacancies scheduled to occur during the new administrative year because of expiration of terms of appointment, as published in the roster, and the appropriate nominating organization shall be soon notified, along with the official interpretation of the divisions of engineering practice represented, as well as a priority listing of the desired divisions requested to be considered.

14.1.5. In the event of death or resignation of a board member, the executive secretary shall immediately notify the appropriate nominating organization, with a recommendation that the official list published at the annual meeting be utilized toward determining its course of action by certified mail, return receipt requested, as soon as practical thereafter.

15. Amendments to Bylaws

15.1. Procedure. The Bylaws of the board may be amended at any regular or special meeting, provided, however, that such proposed amendments have been submitted in writing to the members of the board at least 30 days prior to the meeting. The board may waive this 30-day provision at a regular meeting.

Paul L. Landry, P.E.
Executive Secretary

Notices of Intent

NOTICE OF INTENT

Department of Commerce Auctioneers Licensing Board

In accordance with the provisions of the Administrative Procedure Act (R.S. 49:950 et seq.) and R.S. 37:3111 et seq., the Department of Commerce, Louisiana Auctioneers Licensing Board, is hereby giving notice of its intention to adopt the amendments detailed below.

Rule 6 - Sections dealing with Apprentice Auctioneers Bond and Apprentice Licensees Supervisor should be amended in their entirety and should read as follows:

QUALIFICATIONS FOR LICENSING AS AN APPRENTICE AUCTIONEER

1. Must be at least 18 years of age.
2. Must submit the following:
 - a. application for license;
 - b. oath of office;
 - c. \$2,500.00 bond, made payable to the governor of the State of Louisiana;
 - d. irrevocable consent form (out-of-state applicants only);
 - e. copy of voter registration;
 - f. a certified check, money order, or cash in the amount of \$100;
 - g. a form signed by the supervising Louisiana licensed auctioneer stating the apprentice will be serving under him for the term of one year;
 - h. a copy of the rules and regulations signed by both the

apprentice and the supervising Louisiana licensed auctioneer. (See Section 4, below.)

3. In-state and out-of-state persons can be considered for licensing as apprentices. However, the apprentice must work under a Louisiana licensed auctioneer during his one-year training period.

4. All apprentice applicants must be approved by the Louisiana Auctioneers Licensing Board prior to licensing.* This will be done at a regularly scheduled meeting of the board. These meetings are held four times a year, and *licenses will only be issued at these four times during the year.*

* The prospective apprentice and his supervising Louisiana licensed auctioneer must appear together before the board at a regularly scheduled meeting and must both sign three copies of the rules and regulations governing issuance of apprentice licenses, which will be witnessed by two board members. This must be done before an apprentice license can be issued.

RULES AND REGULATIONS APPRENTICE AUCTIONEER LICENSING

1. The licensed Louisiana auctioneer acting as the supervisor for the apprentice auctioneer *must* hold the apprentice auctioneer's license. Under *no* circumstances is the apprentice auctioneer to have, display, or carry his license at any time.

2. When an apprentice auctioneer's employment with the supervising auctioneer is terminated for any reason, the supervising auctioneer shall immediately deliver or send by registered mail the apprentice auctioneer's license to the board. He must sign the back and indicate the termination date. Such apprentice auctioneer *shall not* engage in any auctioneering activity until he receives a new license (for the expired term) bearing the name, address, and current license number of his new employer. No more than one license shall be issued to any apprentice auctioneer for the same period of time.

There will be just *one* licensed auctioneer supervisor at a time for an apprentice auctioneer. Should the apprentice auctioneer practice under another licensed auctioneer without a release from the first, his license shall be suspended.

There will be an additional charge of \$25 for the new license.

3. Any person acting as an apprentice auctioneer within the meaning of these rules and regulations without a license and any person who violates these rules and regulations shall be subject to revocation of his license. The Louisiana auctioneer serving as sponsoring supervisor is also subject to revocation of his license should his apprentice auctioneer violate these rules and regulations.

4. The license of an apprentice auctioneer shall be automatically suspended upon the revocation or suspension of the license of the Louisiana auctioneer who is his sponsoring supervisor; however, the apprentice auctioneer may retain his license by transferring to the employment of another Louisiana licensed auctioneer within 21 days of the effective date of such revocation or suspension. If the apprentice auctioneer does not transfer to another Louisiana licensed auctioneer with the 21 days, he must start his one-year apprentice program over.

5. This paragraph of the rules and regulations specifically prohibits the apprentice auctioneer from calling an auction unless the licensed auctioneer serving as his supervisor is on the premises at all times. If he does call an auction, his license will be suspended.

6. Upon completion of the one-year apprentice program, the apprentice auctioneer may apply to take the Louisiana auctioneer's examination and become licensed in the State of Louisiana. He must submit the following in order to be considered for administration of the test:

- a. application for license as an auctioneer;
- b. oath of office;
- c. posting of \$5,000 bond, made payable to the governor of the State of Louisiana;
- d. irrevocable consent form (out-of-state applicants only);
- e. copy of voter registration;
- f. a certified check, money order or cash in the amount of \$225. (This includes the \$100 license fee, the \$50 application fee, and the \$75 testing fee.)
- g. a form signed by the supervising Louisiana licensed auctioneer stating that the apprentice did serve under him for the term of one year.

Upon successful completion of the auctioneer's licensing examination and the submission of all required materials, a Louisiana auctioneer's license will be issued.

I, _____ AND I, _____,
Apprentice Auctioneer LA Licensed Auctioneer

DO HEREBY CERTIFY THAT WE HAVE READ AND UNDERSTAND THE FOREGOING QUALIFICATIONS AND RULES AND REGULATIONS GOVERNING THE LICENSING OF APPRENTICE AUCTIONEERS AND DO HEREBY CERTIFY THAT WE WILL ABIDE BY SAID QUALIFICATIONS AND RULES AND REGULATIONS.

Apprentice Auctioneer Witnessing Board Member

La. Licensed Auctioneer Witnessing Board Member
(Supvr.)

Date

Comments should be forwarded to Keith Babb, Chairman, Louisiana Auctioneers Licensing Board, Box 94185, Baton Rouge, LA 70804-9185. Telephone (504) 342-5628. Comments will be accepted through 4:30 p.m., December 31, 1985.

Keith Babb
Chairman

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: Act 780**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
Any costs for administering the rules will come from self-generated funds. However, any workload occasioned by these rules can be absorbed by existing staff. There will be no significant increase in operating expenses.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
No funds will accrue to the general fund of the state. However, it is estimated that approximately \$2,500 will accrue to the La. Auctioneers Licensing Board's funds.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)
The only cost would be to apprentice auctioneers for issuance of licenses, a possible restoration fee and any other incidental fees as required by law. There will be an impact on the current ability of an apprentice auctioneer to conduct an

auction, as the new rules and regulations will substantially restrict this ability. Also, there will be an impact on the sponsoring auctioneer as well, since he must be present at any auction conducted by his apprentice. These impacts, however, cannot be estimated in dollar terms.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

The first effect on competition and employment is that the more stringent rules and regulations regarding supervision may limit the number of apprentices an auctioneer (sponsor) is able to effectively supervise. This would limit employment opportunities for apprentice auctioneers. The second effect flows from the first in that the limits on available apprenticeships will give a competitive boost to auctioneer schools, since they are the only alternative by which a person may qualify for an auctioneer's license.

Connie Sue Evans
Executive Assistant

Mark C. Drennen
Legislative Fiscal Officer

**NOTICE OF INTENT
Department of Commerce
Board of Certified Public Accountants**

Notice is hereby given that the State Board of Certified Public Accountants of Louisiana pursuant to the authority vested in Section 75 of the Louisiana Revised Statutes, Title 37, Chapter 2, proposes to adopt, and amend effective February 20, 1986, the following rules:

PROPOSED RULES

Rule 3.1 The principal office and official address of the Board to which communications should be sent is: State Board of Certified Public Accountants of Louisiana, Suite 1515, World Trade Center, 2 Canal Street, New Orleans, LA 70130.

Rule 4.1 The officers shall be chairman, secretary and treasurer. The duties of the respective officers shall be the usual duties assigned to the respective office. The newly elected officers shall assume the duties of their respective offices at the conclusion of the meeting at which elected.

Rule 4.3 Any meeting may be called by the chairman or by joint call of at least two of its members, to be held at the principal office of the board, or at such other place as may be fixed by the board. Regularly scheduled board meetings are usually held on the last working day of January, March, July and September.

Rule 9.1.4 All examinations shall be in writing and must be completed in the time allotted by the board. The use of calculating equipment is prohibited.

Rule 10.2.2 The provisions of the above rule notwithstanding, if an applicant for a reciprocal certificate holds a certificate issued by the state of original certification prior to September 1, 1975 or has been in practice as a certified public accountant or on the professional staff of a certified public accounting firm for four years in the ten years immediately prior to the date of submitting the application, he will not be required to possess a baccalaureate degree.

Rule 14.1.1 When an applicant has met all the requirements for certification, the board shall issue to him a certificate that he is a certified public accountant in the State of Louisiana. All such certificates shall be valid only when signed by the chairman and secretary of the board. The issuance of the certificate does not qualify the candidate to practice public accounting in the State of Louisiana.

Rule 17.2 All charges shall be referred to the member of the board or other person designated as the investigating officer, who is to be appointed annually by the chairman of the board.

Interested parties may submit written comments on the proposed rules through January 3, 1986 to Mrs. Mildred M. McGaha, CPA, Executive Director, State Board of Certified Public Accountants, Suite 1515 World Trade Center, 2 Canal Street, New Orleans, LA 70130.

Robert F. Cargile, CPA
Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: LAC 11-9**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no additional costs to the state or this agency as a result of the proposed amendments to these rules.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

It is believed there will be a negligible effect on this agency's revenue collections; possibly no more than one or two applications annually will fall within the proposed amendment to Rule 10.2.2.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There will be no additional costs to affected persons.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

The proposed amendment to Rule 10.2.2 is not expected to materially affect the number of reciprocal certificates issued annually. Consequently, it is believed that the proposed action will not have an impact on competition and employment in the public or private sectors.

Robert F. Cargile
Secretary

Mark C. Drennen
Legislative Fiscal Officer

**NOTICE OF INTENT
Department of Commerce
Polygraph Board**

In accordance with R.S. 49:950 et seq, notice is hereby given that the Louisiana State Polygraph Board intends to adopt the following rules and regulations:

Polygraphist Procedures:

I. All polygraph charts should be with the appropriate markings including:

- (a) name of examinee
- (b) name or initials of polygraphist
- (c) date of polygraph examination
- (d) question identification
- (e) answer identification
- (f) point and place the question was asked
- (g) point and place the question was completed
- (h) all instrument settings
- (i) all standard chart markings

II. The polygraphist shall not question any examinee on his or her sexual behavior or ask any question which can be construed as being sexually oriented. The only exceptions to Rule II will be:

- (a) if the specific issue under consideration involves any kind of sexual behavior;
- (b) law enforcement agencies conducting pre-employment screening;

(c) pre-employment screening where children will be at the total disposal of the employee.

III. All polygraph charts, information and/or question sheets, agreements to submit to a polygraph examination, polygraph examiner comments and opinion, written reports, documents and other pertinent papers concerning each polygraph examination shall be attached together and maintained for a period of one year following the examination, and shall upon request, be made available to the board and/or their representative, only upon a grievance or complaint and/or by subpoena.

IV. A polygraphist, his or her agent and/or other employees, shall not divulge any information revealed by an examinee during a polygraph examination without first obtaining the written consent of the examinee, except where such information specifically concerns the objectives of the polygraph examiner stated and agreed to in advance by the examinee. However, this shall not be construed as prohibiting lawful disclosure or use of any information concerning additional admissions or explanation volunteered by the examinee during the pre-test interview, polygraph examination, post-test interview. No polygraphist is required to furnish any part of his or her file to any third person without the polygraphist's permission and being present at the time of review of his work, unless he waives this rule and makes the file available to another examiner.

V. A polygraphist shall prominently display his or her certificate at his or her primary place of business or employment, and an intern shall display prominently the intern certificate at the primary place of his or her internship.

VI. A polygraphist shall notify the board, in writing, of any change in his or her principal place of business within 30 days after the date of change. Failure to comply with the provisions of this rule shall constitute grounds for administrative disciplinary actions.

VII. A request for a hearing on a complaint before the State of Louisiana Polygraph Board shall contain the following:

(a) the full name, address and telephone number of the certified polygraphist requesting the hearing;

(b) the full name, address and telephone number of the person or any person whose interest could be affected by the hearing;

(c) a plain and concise statement of the complaint;

(d) a receipt showing a copy of the complaint has been sent to the person, or a statement from the secretary stating a copy of said complaint had been delivered to the person named in the complaint;

(e) All complaints must be and/or a request for a hearing before the State of Louisiana Polygraph Board, must be made by certified or registered mail to the secretary of the Polygraph Board.

VIII. A polygraphist is not required to furnish a copy of the written report to the examinee. However, if the polygraphist is asked by the examinee for a copy, the polygraphist may charge a fee for the copy.

**SCHEDULE I
TRAINEE INTERNSHIP CERTIFICATE**

An intern may begin his six-month internship program only if he or she:

(a) is registered with the Louisiana Polygraph Board as an intern;

(b) files with the secretary of the Louisiana Polygraph Board, the name and identifying information of the internship supervisor, who must be a certified polygraphist, in good standing with the Louisiana Polygraph Board;

(c) files with the secretary of the Louisiana Polygraph Board, a written statement from the internship supervisor agreeing to undertake the responsibility for such training and agreeing to

abide by regulations and requirements adopted by the Louisiana Polygraph Board;

(d) obtains the permission of the Louisiana Polygraph Board to begin the internship program under the control of the proposed supervisor.

A person shall be qualified to receive a certificate as a polygraphist, upon satisfying the following:

(a) has not been convicted of a felony or misdemeanor involving moral turpitude;

(b) is a high school graduate;

(c) is a graduate of a polygraph course of not less than 270 hours requiring not less than six weeks duration, and has satisfactorily completed not less than six months of internship training;

(d) has passed an examination conducted by the Board, or under its supervision, to determine his competency and integrity to obtain a certificate to practice as a certified polygraphist.

Approval by the State of Louisiana Polygraph Board:

(a) the secretary shall issue an internship certificate to a trainee provided he applies for such a certificate and pays the required fee within ten days prior to the commencement of his internship;

(b) the application shall contain such information as may be required by the Board;

(c) an internship certificate shall be valid for the term of twelve months from the date of issue;

(d) such certificate may be extended or renewed for any term not to exceed six months upon demonstrating good cause to the board;

(e) a trainee shall not be entitled to hold an internship after the expiration of the original 12-month period and six-month extension, if such extension is granted by the board, until 12 months have elapsed from the date of expiration of the last internship certificate held by the trainee.

REQUIREMENTS OF INTERNSHIP TRAINING PROGRAM

The requirements of the Internship Training Program shall be deemed to have been met under the following conditions:

I. The certified polygraphist serving as supervisor, will thoroughly cover the following areas with the intern:

A. Legal and ethical aspects of the polygraph examination

(1) R.S. 37:2831 to R.S. 37:2854 Inclusive of Act #761

State of Louisiana

(2) statements and reports

(3) rights of examinees

(4) examiner and professional ethics

B. Chart Interpretation

(1) polygraph test and responses

(2) chart making - Specific matters - Pre-employment

C. Question formulation and test construction

(1) polygraph test techniques

(2) polygraph test questions

(3) semantics

II. The internship program will consist of no less than six months of work and instruction under the direct and/or close supervision of the certified polygraphist, approved as supervisor of the intern.

A. The intern will be required to conduct at least 25 examinations, 12 or more should be specific polygraph examinations during the internship program. The certified polygraphist may require inspection and review of any and all of such charts or any other elements of the internship program at any time during the internship program.

B. If at any time a conflict arises during an internship program, either the intern or the certified polygraphist shall have the right to appeal in writing to the secretary for mediation of the conflict. The secretary may call upon a certified polygraphist to appear

at any hearing, reviews and critiques in order to resolve the conflict.

C. It shall be the duty of both the intern and the certified polygraphist to report any infraction or violation of the results which regulate the intern program to the secretary for appropriate action by the Louisiana Polygraph Board.

D. The certified polygraphist must sign a release stating that all requirements of the internship program have been met by the intern, and in his or her opinion, the intern is competent to be a certified polygraphist before the intern will be allowed to take the examination.

A. SUPERVISION OF INTERNS:

No certified polygraphist shall have more than two interns under his or her supervision at any one time.

B. SUPERVISION OF INTERNS - Out of State Residents

All out of state residents will intern with a member of the Louisiana Polygraph Board and/or a Louisiana Certified Polygraphist designated to act on behalf of the board.

Joseph A. Oster

Chairman

Fiscal and Economic Impact Statement For Administrative Rules

Rule Title: Polygraphist Procedures

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

None

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

None

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

None

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

None

Joseph A. Oster

Chairman

Mark C. Drennen

Legislative Fiscal Officer

NOTICE OF INTENT

Department of Culture, Recreation and Tourism Office of State Museums

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act and R.S. 25:345, notice is hereby given that the Office of State Museums intends to adopt the proposed rule as follows:

Title 25

Cultural Resources

Part IV: Louisiana State Museum

Chapter 3. Accessions/Deaccessions/Loan Policy §303. Deaccession of Museum Collection Items

It is the purpose of the deaccession policy and procedure of the Louisiana State Museum to dispose of material in the State Museum's collection that for reasons of subject matter or condition may not be appropriate to the purposes of the Louisiana State Museum. Appropriateness can also be based on the condition of the collection materials.

A. POLICY: The Louisiana State Museum is a historical agency established to collect, preserve, and present original historical materials relative to the development and current life of Louisiana and the Louisiana Territory. The appropriateness of

collection materials in the museum collections will be measured as to how the materials meet the subject purposes of the Louisiana State Museum. Appropriateness can also be based on the condition of the collection materials.

B. PROCEDURE:

1. Proposals to deaccession collection materials shall be presented to the Museum Board's Accessions Committee on cases of material culture collections and to the Historical Center Committee in cases of printed works or historical manuscripts.

2. The Accessions Committee or Historical Center Committee, after careful review, shall make a recommendation to the Louisiana State Museum Board relative to deaccessioning a collection item.

3. The Louisiana State Museum Board shall vote to accept or reject the recommendation, of the committee. Acceptance of the recommendation will require a unanimous vote of those board members voting.

4. If the board votes to deaccession a collection item, the following steps will be taken:

a. The item will be offered back to the donor or to their heirs, if such heirs can be located.

b. If the heirs cannot be located through use of information in the Louisiana State Museum's records, the following procedure is used to attempt to locate the heirs: (This Section was taken directly from R.S. 25:345, Section C)

i. Any property which has been deposited with the Louisiana State Museum, by loan or otherwise, and which has been held by the museum for more than 10 years, and to which no person has made claim shall be deemed to be abandoned and, notwithstanding the provisions of Chapter 1 of Title XII of Book III of the Louisiana Civil Code, shall become the property of the museum, provided that the museum has complied with the following provisions:

ii. At least once a week for two consecutive weeks, the museum shall publish in at least one newspaper of general circulation in the parish in which the particular museum facility is located a notice and listing of the property. The notice shall contain:

(a) the name and last known address, if any, of the last known owner or depositor of the property;

(b) a description of the property; and

(c) a statement that if proof of claim is not presented by the owner to the museum and if the owner's right to receive such property is not established to the satisfaction of the museum within 65 days from the date of the second published notice, the property will be deemed to be abandoned and shall become the property of the museum.

iii. If no valid claim has been made to the property within 65 days from the date of the second published notice, title to the property shall vest in the museum free from all claims of the owner and all persons claiming through or under him.

c. If the donor or heirs decline to accept the items, the museum will offer the items in trade or sale to another museum.

d. If the item cannot be traded or sold to another museum, the Louisiana State Museum will place the item on consignment with a dealer selected by the State Museum Board.

e. If the item cannot be sold through a dealer or if the item, because of condition, is unusable, the museum will destroy the item.

This is the museum's current policy and makes void any conflicting rule.

Interested persons may submit written comments to Freida Morford, Acting Assistant Secretary, Louisiana State Museum, Department of Culture, Recreation and Tourism, Box 2458, New Orleans, LA 70176.

Noelle LeBlanc
Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules**

Rule Title: Deaccession of Museum Collection Items

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

This is the current deaccession policy and procedure of the Louisiana State Museum; therefore, there are no implementation costs or savings.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There is no estimated effect on revenue collection due to publishing this policy and procedure.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There are no estimated economic costs or benefits to any group or individual.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no estimated effect on competition or employment due to this rule.

Freida Morford
Acting Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Culture, Recreation and Tourism
Office of State Museums**

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act and R.S. 25:343-25:344, notice is hereby given that the Office of State Museums intends to adopt the proposed rule as follows:

Title 25

Cultural Resources

Part IV: Louisiana State Museum

Chapter 1. Public Access

§103. Admission Fees

The admission fees for the Louisiana State Museum's New Orleans buildings: The Cabildo, Presbytere, 1850 House, Madame John's Legacy and the Old U.S. Mint are two dollars for adults and one dollar for students over 12 and persons over age 65. Children less than 12 years of age are admitted free. Fees are charged for admission to each building separately. This is the current policy and makes void any conflicting rule.

Interested persons may submit written comments to Freida Morford, Acting Assistant Secretary, Louisiana State Museum, Department of Culture, Recreation and Tourism, Box 2458, New Orleans, LA 70176.

Noelle LeBlanc
Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules**

Rule Title: Admission Fees

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

This rule change represents the current admission fees for the Louisiana State Museum's New Orleans buildings; therefore, there are no implementation costs or savings to state or local governmental units.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There is no estimated effect on revenue collection of state or local governmental units due to publishing this rule. The admission fees currently generate approximately \$10,500 in monthly revenue, based on collections from the first quarter of fiscal year 85/86.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There will be no increased cost to visitors of the Louisiana State Museum, visitors will be expected to pay the appropriate admission fee.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no estimated effect on competition or employment.

Freida Morford
Acting Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Culture, Recreation and Tourism
Office of State Parks**

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950, et seq., notice is hereby given that the Office of State Parks intends to revise the rules which were published in L.R. 8:12 (December 20, 1982). These rule changes will have no economic impact or benefit and will not affect revenues collected by this office. These rules are designed to provide the proper atmosphere for the enjoyment and protection of park facilities and safety of visitors. These proposed rules will address the policies and procedures regarding (1) salaries and fees; (2) operating units; (3) grants; (4) projects; (5) restoration or preservation of historic structures; (6) employee facilities; (7) application preparation, review and selection process; (8) property; (9) donations; (10) signs; (11) compliance, audit and documentation requirements; (12) procurement standards; (13) records; (14) inspections; (15) etc.

A copy of the proposed rules and regulations may be obtained from Dr. Gerald F. Guidroz, Assistant Secretary, Office of State Parks, Drawer 1111, Baton Rouge, LA 70821 (504-925-3830). Comments will be accepted from any interested person until January 3, 1986.

Noelle LeBlanc
Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules**

Rule Title: General Rule Changes

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There are no estimated implementation costs or savings to state or local governmental units because these rule changes do not affect revenues or fees collected by the Office of State Parks and have no economic impact or benefit. The rules that are proposed herein either have no impact or simply represent the promulgation of procedures which previously were adhered to but were never promulgated as official rules.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There could be an effect on revenue collections of state governmental units by the Office of State Parks because State Parks has included additional reasons for which refunds may be granted. These additional reasons as indicated in Section 15 of the Rules and Regulations could result in less revenue being collected in the State Parks System; however, it is impossible to determine the fiscal impact. The Office of State Parks anticipates that the impact will be negligible. Additionally, reduction of operating hours at state commemorative areas may result in fewer revenues being collected, again the impact being negligible.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

The estimated costs and/or economic benefits that are anticipated by these proposed rules will be minimal, if any, because the rules primarily address the policies and procedures regarding the operation of State Parks.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No effect on competition and employment is anticipated as a result of adopting these rules.

Gerald F. Guidroz
Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Culture, Recreation and Tourism
Office of State Parks**

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950, et seq., notice is hereby given that the Office of State Parks intends to revise the following rules and regulations which will have an economic impact or benefit. The revisions and changes herein refer to rules published in L.R. 8:12 (December 20, 1982) and L.R. 11:13 (March 20, 1985).

PROCEDURES AND FEES

2.2.4 (Deleted)

2.2.4.1 (Deleted)

2.2.4.2 (Deleted)

2.4.2 (Amended and Replaced 2.3.2 - 2.3.4)

Boats with three life jackets and two paddles are available at a rental rate of \$8 per boat per day. Additional life jackets are available at a rental fee of \$1 each per day.

2.4.3 (Amended and Replaced 2.3.2 - 2.3.4)

A refundable deposit of \$10 per boat is required at the time of rental. This deposit will be forfeited if the boat and its accessories are not returned in the same condition as rented.

2.6.1 (Amended and Replaced 2.5.1 - 2.5.3)

A fishing pier extending into the Gulf of Mexico is located at Grand Isle East State Park. This structure is leased to a concessionaire and a fee is charged for day or night fishing on the pier in addition to the regular day-use or overnight-use fees.

2.8 (New)

Group Rental Shelters

2.8.1 (New)

Group rental shelters are available at Lake Bistineau SP, Lake Fausse Pointe SP, Cypremort Point SP, Chemin-A-Haut SP and North Toledo Bend SP for a daily rental fee of \$30. Such shelters, when rented, are reserved exclusively for the use of the group or individual who is permitted for such use.

2.8.2 (New)

Reserved shelters will be posted, indicating the name of the party and date of use. When such shelters are not so posted or reserved, they are available to the park user on a first come, first served basis as any other non-reserved park shelter. Group rental shelters are not available for reservation on Memorial Day, July 4, or Labor Day.

2.8.3 (New)

Exclusive use of such a shelter can only be made by a rental permit and payment of a rental fee. These group shelters can be reserved in advance with a deposit to confirm the reservation.

2.8.4 (New)

In addition to the rental fee, users of the reserved group shelters will also be charged the normal day-use entrance fee to the park.

2.10.1.2 (New)

Senior citizens on bus tours may apply for exemption of the bus entrance fee. To be eligible for this exemption, at least 50 per-

cent of the bus passengers must be 62 or older. To obtain this exemption, the tour organizer must submit a list of passenger names and their ages to the assistant secretary and receive from him written approval for the senior citizen discount and exemption of the bus entrance fee.

3.2.1 (Amended)

A \$30 advance deposit is required to confirm a reservation, which will be applied to the first night or day's use.

3.2.2 (Amended)

Fees

3.2.2.1 (Amended and Replaced 3.2.2)

A fee of \$30 per night is assessed to the group for the exclusive use of the area and an additional \$7 per unit per night is charged to each individual camper rig occupying the area.

3.2.2.2 (New)

The day-use fee for a rally campground is \$30 per day for the group, and in addition the standard day-use entrance fee is charged per vehicle.

3.5.1 (Replaced and Amended 3.5.1 and 3.5.2)

Cabins

Cabin Classification and Park Location	Overnight Rate and Required Deposit	Bedding Accommodations	Maximum Capacity
Type I Lake Bistineau SP	\$50	6 persons-Deluxe	8
Type II Lake Bistineau SP Chicot SP Sam Houston Jones SP	\$45	6 persons-Standard	8
Type III Chemin-A-Haut SP	\$40	4 persons-Deluxe	6
Type IV Chemin-A-Haut SP Chicot SP	\$35	4 persons-Standard	6

In each case where the bedding accommodations are specified, the maximum overnight occupancy of the cabin cannot be more than two people over the lodging accommodation number. Bedding accommodations will vary and may include a combination of double beds, single beds, bunk beds or sofa sleepers. Visitors must contact the park for information regarding specific bedding arrangements and accommodations.

3.6.1 (Amended)

Minimum overnight rate is based on 50 percent capacity of

the facility. Rate is \$3 per person per night for each person over the 50 percent capacity.

Interested persons may submit their views, comments or suggestions regarding these proposed rules to Dr. Gerald F. Guidroz, Assistant Secretary, Office of State Parks, Drawer 1111, Baton Rouge, LA 70821 (504-925-3830) until January 3, 1986.

Noelle LeBlanc
Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: State Parks Fee Changes**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There should be no additional implementation cost to the Office of State Parks to collect fees or handle a decrease in revenues collected as proposed by these fee changes. Existing staff should be able to handle the associated workload. There will be no impact on local governmental units as a result of adopting these changes.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The Office of State Parks projects that an estimated annual net increase of \$53,558 would be collected beginning fiscal year 1987-88. Because of the effective dates regarding the proposed fee changes, state parks projects collecting \$8,908 for fiscal year 1985-86 and \$46,194 for fiscal year 1986-87. Thereafter, the annualized increase is estimated to be \$53,558. (See Attachment 1 for present fees and proposed increases.)

There will be no impact on local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There is an overall additional cost to use the state parks' facilities, as per itemized increase.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No effect on competition and employment is anticipated.

Gerald F. Guidroz
Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

FISCAL AND ECONOMIC IMPACT SUMMARY

(Attachment #1)

FACILITY/ACTIVITY	PRESENT FEE	PROPOSED FEE	ANNUAL ESTIMATED (+/-)
1. Candlelight Tours-Kent House SCA	\$5/person/tour	Program discontinued	0
2. Boat Rental	Averaged \$5/boat/day	\$8/boat/day	+ \$5,064
3. Fishing Pier-Grand Isle SP	\$1/child/day-fishing \$2/adult/day-fishing Food concession	Fishing-concession Food - concession	+ 257
*4. Group Rental Shelters	New program/service	\$30/day	+ 18,900
5. Senior Citizens' Bus Tour - Fee Exemption	\$20/bus/day-all sites except, \$40/bus/day at Audubon & Longfellow-Evangeline SCAs	Senior citizens' fee exemption	- 40 - 80
**6. Rally Campground	\$25/night & \$6/unit \$25/day & standard day-use fee/vehicle	\$30/night & \$7/unit \$30/day & standard day-use fee/vehicle	+ 225 + 270
**7. Overnight Cabins	\$40/night - Type II cabin New program/service - Type III cabin	\$45/night \$40/night	+ 12,050 + 10,800
**8. Group Camp-Individual Rate Over 50% Capacity	\$2/person/night for each person over 50% capacity	\$3/person/night for each person over 50% capacity	+ 6,112

*Location of Group Shelters: Lake Bistineau, Chemin-A-Haut, Cyremont Point, Lake Fausse Pointe and North Toledo Bend State Parks
**Becomes effective October 1, 1986 (Items 1 through 5 have an effective date of 2/1/86.)

REVENUE INCREASE	\$53,678
REVENUE DECREASE	- 120
NET REVENUE INCREASE	\$53,558

NOTICE OF INTENT

Department of Culture, Recreation and Tourism Office of State Parks

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950, et seq., notice is hereby given that the Office of State Parks intends to repromulgate all existing rules and regulations into a comprehensive version which will meet guidelines for publication in the *Louisiana Administrative Code*.

A copy of the proposed rules and regulations may be obtained from Dr. Gerald F. Guidroz, Assistant Secretary, Office of State Parks, Drawer 1111, Baton Rouge, LA 70821 (504-925-3830). Comments will be accepted from any interested person until January 3, 1986.

Noelle LeBlanc
Secretary

Fiscal and Economic Impact Statement For Administrative Rules

Rule Title: Repromulgate Existing Rules

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The estimated implementation cost would be approximately \$12,000. This is the cost of printing a brochure to inform the public about the policies, fees and regulations regarding the use of state parks' facilities. Periodic reprinting would be required when this initial allotment of brochures expired. There should be no impact to local governmental units as a result of adopting these rules.

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, because these rules will have no impact on fee collections. Local governmental units will not be affected by the adoption of these rules.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

No costs and/or economic benefits are anticipated as a result of adopting these rules.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No effect on competition and employment is anticipated.

Gerald F. Guidroz, Ph.D.
Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

Board of Elementary and Secondary Education

Delete Standard 6.2.2. in Bulletin 996

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 the request of the Bureau of Teacher Certification, State Department of Education to delete the requirement in Bulletin 996 that applicants for teacher certification complete three clock hours of job related counseling prior to entry into a teacher education program, as required by Act 399 of 1985.

Interested persons may comment on the proposed policy change and/or additions, in writing, until 4:30 p.m., February 7, 1986 at the following address: State Board of Elementary and

Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

James V. Soileau
Executive Director

Fiscal and Economic Impact Statement For Administrative Rules

Rule Title: Amendment to Bulletin 996

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no cost or savings to state or local governmental units.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The proposed action will not have an effect on revenue collections of state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

The proposed action will not affect costs and/or economic benefits to directly affected persons or non-governmental groups.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

The proposed action will not affect competition and employment.

Joseph F. Kyle
Deputy Superintendent

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

Board of Elementary and Secondary Education Procedure for Processing Certificates of High School Credits (Transcripts)

In accordance with the R.S. 49:950 et. seq., the Administrative Procedure Act, notice is hereby given that the Board of Elementary and Secondary Education approved the recommendations of the Parish Superintendents' Advisory Council and accepted amendments offered by the State Department of Education on the revision of procedures for processing certificates of high school credits (transcripts) as follows:

PROCEDURE FOR PROCESSING CERTIFICATES OF HIGH SCHOOL CREDITS (TRANSCRIPTS)

1. Recommend rewording of standard 2.027.03 (of Bulletin 741) and the addition of standard 1.027.03 to read as follows:

"A finalized list of graduates shall be submitted by the state-approved high school accompanied by an assurance statement signed by both the principal and the superintendent of the school in order to receive diplomas. Prior to February 15 (mid-term graduates)/June 15 (Spring graduates) a certificate of high school credits for each graduate shall be submitted to the Bureau of Secondary Education by each state-approved high school."

*2. Addition of standards 1.027.04 and 2.027.04 to read:

"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 at times other than mid-term and spring."

3. Add a procedural block to follow standards 1.027.03 and 2.027.03 to read:

"A tentative list of graduates shall be submitted by the state-

approved high school to the Bureau of Secondary Education to begin the processing of diplomas.

A finalized list of graduates accompanied by an assurance statement signed by both the principal and the superintendent of the system shall be submitted by the state-approved high school to the Bureau of Secondary Education in order to receive diplomas.

Upon receipt of the finalized list of graduates, diplomas will be issued by the State Department of Education.

Prior to February 15 (mid-term graduates)/ June 15 (Spring graduates) a certificate of high school credits (transcript) shall be submitted to the Bureau of Secondary Education by each state-approved high school.

Transcripts from state-approved high schools will be randomly reviewed by State Department of Education personnel and schools may be cited for discrepancies and required to submit all transcripts prior to graduation the following year.

Prior to the date of graduation the State Department of Education, Bureau of Secondary Education, shall have the authority to determine issuance of a diploma."

4. Change the statement on the Certificate of High School Credits from *Approved: Director of Secondary Education to Official Transcript Reviewed by the Director of Secondary Education*.

Certificate of High School Credits Assurance

I certify that the information contained on each Certificate of High School Credits from _____ school is accurate and in accordance with the graduation requirements of the State Board of Elementary and Secondary Education as stated in Bulletin 741, *Louisiana Handbook for School Administrators*.

Signature of Principal

Signature of Local School Superintendent

Parish

Date

Interested persons may comment on the proposed policy change and/or additions, in writing, until 4:30 p.m., February 7, 1986 at the following address: State Board of Elementary and Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

James V. Soileau
Executive Director

* This would cause all subsequent standards to be renumbered. The present standard 1.027.04 would become 1.027.05 and so forth.

**Fiscal and Economic Impact Statement
For Administrative Rules**

Rule Title: Procedure for checking high school credits

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no cost impact to the state or local governmental units.

The proposed policy of randomly reviewing transcripts instead of manually evaluating each one separately will allow state department of education secondary supervisors to perform other tasks, such as updating curriculum guides, assisting LEAs in setting up summer school curriculums, and evaluation of elective courses.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on state or local revenue collections.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There will be no estimated 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 effect on competition and employment.

Joseph F. Kyle
Deputy Superintendent

David W. Hood
Legislative Fiscal Analyst

NOTICE OF INTENT

**Department of Environmental Quality
Office of Air Quality and Nuclear Energy
Air Quality Division**

Under the authority of the Louisiana Environmental Quality Act, R.S. 30:1051 et seq., and particularly Sections 1061 D(1) and 1084 B(1), and in accordance with the provisions of the Administrative Procedure Act, R.S. 40:950 et seq., the Secretary gives notice that rule-making procedures have been initiated to amend the Louisiana Air Quality Regulations.

The proposed amendments to Subpart F - Emission Standards for Asbestos, Part IV of the Louisiana Air Quality Regulations will clarify several definitions used in asbestos demolition/renovation reporting, will eliminate de minimus reportable quantities on a demolition/renovation project, and will initiate an asbestos disposal tracking system.

The deletion of de minimus reportable levels on a demolition/renovation asbestos project places proper emphasis on the fact that even small quantities of asbestos containing material can pose a significant health hazard if handled improperly. The initiation of an asbestos disposal tracking system insures that asbestos generated by demolition/renovation projects that are reported is properly disposed and will aid in notification compliance procedures.

The agency contact responsible for responding to inquiries or requests for copies of the proposed amendments is W. H. Davis, Box 44096, Baton Rouge, LA 70804-4096, or phone 504/342-1206. Copies of the proposed amendments are available for inspection at the following locations from 8 a.m. until 4:30 p.m.

Department of Environmental Quality, 3945 North I-10 Service Road, Metairie, LA.

Department of Environmental Quality, Eighth floor, State Land and Natural Resources Building, 625 North Fourth Street, Baton Rouge, LA.

Department of Environmental Quality, 804 Thirty-first Street, Monroe, LA.

Department of Environmental Quality, State Office Building, 1525 Fairfield Avenue, Shreveport, LA.

Department of Environmental Quality, 1155 Ryan Street, Lake Charles, LA.

Department of Environmental Quality, 100 Eppler Road, Lafayette, LA.

Patricia L. Norton
Secretary

Fiscal and Economic Impact Statement

For Administrative Rules

Rule Title: **Subpart F, Part IV**

La. Air Quality Regulations

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Adoption of this rule change will have minimal additional costs or savings to state or local governmental units. Existing staff at the state level has been reassigned to the task of program implementation. The additional costs, although negligible, relates to completing and mailing the Asbestos Disposal Verification Form.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on revenue collection of state or local governmental units because regulations are already established for the purposes of collecting permit fees and fines.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Implementation of this rule will have minimal additional estimated costs, but no economic benefits to directly affected persons or nongovernmental groups being that they have already adopted these standards which are currently under EPA authority. The additional costs, although negligible, relates to completing and mailing the Asbestos Disposal Verification Form.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There will be no impact on competition or employment if these rules are adopted.

Patricia L. Norton
Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

Office of the Governor Division of Administration

Notice is hereby given that the Office of the Governor, Division of Administration, under authority of R.S. 39:241 and R.S. 44:32 intends to amend the rule published August 20, 1982, in Volume 8, Number 8, page 411, of the *Louisiana Register*, establishing a uniform fee schedule for copies of public records provided as follows:

Uniform Fee Schedule for Copies of Public Records

I. Copies of public records furnished to a person so requesting shall be provided at fees according to the following schedule.

II. Charges for the first copy of any public record shall be at a minimum 50 cents per page for microfiche reproductions or paper copies up to 8½" × 14 inches.

Charges for each additional copy of the public record shall be one dollar per page. A two-sided copy shall be considered two pages.

III. Charges for copies of public records on paper larger than 8½" × 14 inches shall be the same as the actual cost to the agency for copying same.

IV. Charges for copies of public records on preprinted computer reports shall be at the same rate specified in Parts II and III above. Each agency shall develop a uniform fee schedule for providing printouts of public records stored in a computer data base utilizing routing utility programs. Such uniform fee schedule shall

first be approved by the Division of Administration. An estimated cost shall be given for requests for reproduction of public records stored in a computer which require program modification or specialized programs. The requesting party shall be advised of the estimate, and that it is an estimate, but the actual cost for reproduction, including programming costs, shall be charged if it differs from the estimate.

V. Agencies that have an established fee for copying public records that is in excess of those set forth in the rule must justify that fee in writing and have the established fee approved by the Division of Administration.

VI. Copies of public records may be furnished without charge or at a reduced charge to indigent citizens of this state or the persons whose use of such copies, as determined by the custodian of the public records, will be limited to a public purpose, including but not limited to use in a hearing before any governmental regulatory commission.

VII. This schedule does not apply to copies of public records, the fees for the reproduction of which are otherwise fixed by law nor shall this schedule apply to requests for copies from one state agency to another.

Interested persons may submit comments orally or in writing to Darrell Hunt, Executive Assistant Commissioner of Administration, Box 94095, Baton Rouge, LA 70804-9095, prior to 5 p.m. January 15, 1986, (504) 342-7000.

Stephanie L. Alexander
Commissioner of Administration

Fiscal and Economic Impact Statement

For Administrative Rules

Rule Title: **Schedule for Copies of Public Records**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The proposed rule raises the charge per page for copies of public records from a *maximum* of fifteen cents (\$0.15) to a *minimum* of fifty cents (\$0.50) per 8½" × 11" page. It is indeterminable as to the fiscal impact of this change for the following reasons:

1) The proposed rule makes the change mandatory for all copies and sets exclusions for copies made for indigent citizens and for public utilization; these factors will vary from agency to agency.

2) Lack of agency records reflecting detail of copy costs or services provided at current fee.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The proposed rule raises the charge per page for copies of public records from a *maximum* of fifteen cents (\$0.15) to a *minimum* of fifty cents (\$0.50) per 8½" × 11" page. It is indeterminable as to the fiscal impact of this change for the following reasons:

1) The proposed rule makes the change mandatory for all copies and sets exclusions for copies made for indigent citizens and for public utilization; these factors will vary from agency to agency.

2) Lack of agency records reflecting detail of copy costs or services provided at current fee.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

The proposed rule raises the charge per page for copies of public records from a *maximum* of fifteen cents (\$0.15) to a *minimum* of fifty cents (\$0.50) per 8½" × 11" page. It is

indeterminable as to the fiscal impact of this change for the following reasons:

- 1) The proposed rule makes the change mandatory for all copies and sets exclusions for copies made for indigent citizens and for public utilization; these factors will vary from agency to agency.
- 2) Lack of agency records reflecting detail of copy costs or services provided at current fee.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There will be no effect on competition and employment.

Darrell Hunt

Executive Assistant Commissioner

Mark C. Drennen

Legislative Fiscal Officer

NOTICE OF INTENT

**Office of the Governor
Division of Administration
Property Assistance Agency**

The Louisiana Property Assistance Agency (formerly State Property Control) advertises its intent to amend and replace the existing State Property Control Regulations with revised regulations necessitated by Act 132 of the 1984 Legislature and conversion of data processing facilities for the Division of Administration.

Interested persons may obtain copies of and submit written comments on the proposed revision to Joel LaBauve, assistant director, Louisiana Property Assistance Agency, Box 94095, Baton Rouge, LA 70804-9095. Written comments will be received until 4:30 p.m., January 8, 1986.

Louis W. Amedee

Director Property Assistance Agency

Phillip B. Collins

State Property Control Director

**Fiscal and Economic Impact Statement
For Administrative Rules**

Rule Title: State Property Control Regulations

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

No implementation costs are anticipated as this is a revision of procedures already in effect rather than the implementation of totally new procedures.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

No effect anticipated.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

No costs or economic benefits as opposed to those already actual by reason of existing regulations are anticipated.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No effect anticipated.

Joel LaBauve

Assistant Director

Mark C. Drennen

Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Health and Human Resources
Board of Examiners for Nursing Home Administrators**

The Louisiana State Board of Examiners for Nursing Home Administrators intends to adopt changes in this rule:

Rule 7. Establish education requirements of college credits, with an overall C average and 15 hours of the 60 hours required must be in any combination of the following: Accounting, Business Law, Economics, General Health Care, Gerontology, Management, Marketing, Nutrition, Physical Science, Psychology, and Sociology.

Interested persons may submit written comments on the proposed changes until 3:30 p.m., January 15, 1986, at the following address: Winborn E. Davis, Executive Director, Louisiana State Board of Examiners for Nursing Home Administrators, Suite 205, 4550 North Boulevard, Baton Rouge, LA 70806.

Winborn E. Davis

Executive Director

**Fiscal and Economic Impact Statement
For Administrative Rules**

Rule Title: Rules and Regulations

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no additional costs or savings.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on revenue collections by either state or local government units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There will be no costs or economic benefits to persons or groups affected by this proposal.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There will be no effect on competition and employment.

Winborn E. Davis

Executive Director

Mark C. Drennen

Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Health and Human Resources
Office of Family Security**

The Department of Health and Human Resources, Office of Family Security, proposes to adopt the following rule in the AFDC Program.

Summary

Work referral in Non-WIN parishes is not mandated by state or federal law. The following change is being initiated by Office of Family Security to reduce the AFDC error rate and thus reduce potential sanction of federal funds.

Proposed Rulemaking

PROPOSED RULE

Office of Family Security proposes to revise work referral policy in Non-WIN parishes to exempt all persons under age 18 from work referral. These persons currently must be referred to Employment Security unless otherwise exempt.

Comments

Interested persons may submit written comments to the following address: Marjorie T. Stewart, Assistant Secretary, Box 44065, Baton Rouge, LA 70804. She is the person responsible for responding to inquiries regarding this proposed rule. A copy of the proposed rule and its fiscal and economic impact statement is available for review in each local Office of Family Security.

Notice of Public Hearing

A public hearing on the proposed rule will be held on January 7, 1986 in the Louisiana State Library Auditorium, 760 North Riverside, Baton Rouge, LA, beginning at 9:30 a.m. All interested persons will be afforded an opportunity to submit data, views, or arguments, orally or in writing, at said hearing.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: Work Referral Exemptions in
Non-WIN Parishes**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The estimated implementation costs in 1985-86 will be \$80, including \$40 in state funds and \$40 in federal funds, to print manual revisions.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There is no estimated effect on revenue collections.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Approximately 364 AFDC children age 16 and 17 who must be referred to Employment Security will become exempt from referral.

Considering the current job market, it does not seem feasible that jobs that are available will be given to 16 and 17 year olds. Also to our knowledge no 16 or 17 year old has gotten a job through this referral system.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no effect on competition and employment.

Marjorie T. Stewart
Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Health and Human Resources
Office of Family Security**

The Department of Health and Human Resources, Office of Family Security, proposes to adopt the following rule in the Food Stamp Program.

Summary

The Office of Family Security was notified by the United States Department of Agriculture, Food and Nutrition Service (USDA, FNS) that the voluntary quit amendments to the final rule issued in the *Federal Register* of October 3, 1984, Volume 49, Number 193, Wednesday contain a technical error. The Office of Family Security is hereby amending its rule published in the *Louisiana Register*, Volume 11, No. 1 of January 20, 1985 to correct this error.

Proposed Rulemaking

PROPOSED RULE

Effective March 1, 1986, in the case of an applicant household, if the voluntary quit was without good cause, the household's application shall be denied and sanction imposed for 90 days starting from the date of the quit.

Comment

Interested persons may submit written comments to the following address: Marjorie T. Stewart, Assistant Secretary, Office

of Family Security, Box 44065, Baton Rouge, LA 70804. She is the person responsible for responding to inquiries regarding this proposed rule. A copy of the proposed rule and its fiscal and economic impact statement is available for review in each local office of Family Security.

Notice of Public Hearing

A public hearing on the proposed rule will be held on January 7, 1986, in the Louisiana State Library Auditorium, 760 North Riverside, Baton Rouge, LA beginning at 9:30 a.m. All interested persons will be afforded an opportunity to submit data, views or arguments, orally or in writing, at said hearing.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: Food Stamp Voluntary Quit**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The estimated cost is \$30 (\$15 state and \$15 federal) in FY 85/86 and none in FY 86/87 and FY 87/88.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There is no effect on revenue collection.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Food Stamp applicants who quit a job without good cause could be affected because the 90 day sanction will now be applied from the date the applicant quits his job rather than from the date of application

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no effect on competition and employment.

Marjorie T. Stewart
Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Health and Human Resources
Office of Family Security**

The Department of Health and Human Resources, Office of Family Security, proposes to adopt the following rule in the Support Enforcement Program:

PROPOSED RULE

Effective 3/1/86 the Department of Health and Human Resources, Office of Family Security will begin charging an application fee of \$25 to each non-AFDC applicant who applies for child support services as mandated and allowed by Federal Regulation 45 CFR 302.33 and 302.51.

This application fee will not be charged to former AFDC payees if they apply for services during the five month period following closure of the AFDC grant.

When the Support Enforcement Regional Office takes the application, the regional office will collect the fee. When the contracted office of the district attorney takes the application, the office of the district attorney will collect the fee, deposit it with the department, and receive an incentive equal to the non-federal share of the fee.

Interested persons may submit written comments to the following address: Marjorie T. Stewart, Assistant Secretary, Office

of Family Security, Box 44065, Baton Rouge, LA 70804. She is the person responsible for responding to inquiries regarding this proposed rule. A copy of the proposed rule and its fiscal and economic impact statement is available for review in each local Office of Family Security.

A public hearing on the proposed rule will be held on January 7, 1986 in the Louisiana State Library Auditorium, 760 North Riverside, Baton Rouge, LA, beginning at 9:30 a.m. All interested persons will be afforded an opportunity to submit data, views or arguments, orally or in writing, at said hearing.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: IV-D-Application Fees**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
Additional costs incurred as a result of this change will equal the amount of the incentives paid to the district attorneys, estimated at \$10,170 in 85/86, \$33,264 in 86/87 and \$36,234 in 87/88. The rest of the amount of collections will be used to offset the administrative costs of the Support Enforcement Program to state and federal sources.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
According to the Office of Family Security, an additional \$56,500 will be collected in 1985-86 with \$39,550 of this amount used to offset federal funds for administrative costs and \$16,950 as the state share. Of the state share, \$10,170 will be returned to the district attorneys responsible for the collections. The total amount collected in 1986-87 will be \$184,800 and in 1987-88 will be \$201,300. Collections for these years will also be divided on a 70 percent/30 percent federal/state basis, with an estimated 60 percent of the state share being returned to district attorneys.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)
Approximately 565 Non-AFDC cases per month in SFY 85/86 will be required to pay \$25 application fee when applying for child support services, totaling 2,260 cases in the four months affected. In SFY 86/87, 616 Non-AFDC cases per month will pay the \$25 application fee, representing 7,392 Non-AFDC cases per year. In SFY 87/88, 671 Non-AFDC cases per month will pay the \$25 application fee, representing 8,052 Non-AFDC cases per year. A nine percent Non-AFDC caseload growth is projected for the second and third year.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)
There is no estimated effect on competition and employment.

Marjorie T. Stewart
Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Health and Human Resources
Office of Family Security**

The Department of Health and Human Resources, Office

of Family Security, proposes to adopt the following rule in the Support Enforcement Program.

PROPOSED RULE

Effective 3/1/86 the Department of Health and Human Resources, Office of Family Security will begin charging an application fee of \$122.50 to Non-AFDC payees who apply for full-service Internal Revenue Services (IRS) Collection. IRS charges the Support Enforcement Program \$122.50 for each full-service case referred to them whether or not collection is successful. Full Service IRS eligibility and the agency agreement to reimburse the Secretary of the Treasury for collection costs are outlined in 45 CFR 303.71.

Cases are eligible for IRS certification if 1) there is a court or administrative order for support, 2) the amount to be collected under the support order is at least \$750 in arrears, 3) at least six months have elapsed since the last IRS full service referral, 4) the IV-D agency, the client, or the client's representative shall have made reasonable efforts to collect the support through the state's own collection mechanisms and 5) there is an application for services specified under 45 CFR 302.33.

In establishing that reasonable collection efforts have been made, the agency is required to file a statement of collection actions taken, why they failed, and why further state action would be unproductive.

Interested persons may submit written comments to the following address: Marjorie T. Stewart, Assistant Secretary, Office of Family Security, Box 44065, Baton Rouge, LA 70804. She is the person responsible for responding to inquiries regarding this proposed rule. A copy of the proposed rule and its fiscal and economic impact statement is available for review in each local office of Family Security.

A public hearing on the proposed rule will be held on January 7, 1986 in the Louisiana State Library Auditorium, 760 North Riverside, Baton Rouge, LA beginning at 9:30 a.m. All interested persons will be afforded an opportunity to submit data, views or arguments, orally or in writing, at said hearing.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

**Fiscal and Economic Impact Statement
For Administrative Rules**

Rule Title: IV-D IRS Full Service Application Fees

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
There will be no additional costs incurred as a result of this change. The total amount of collections will be used to offset the administrative costs of the Support Enforcement Program to state and federal sources at 30 percent and 70 percent respectively.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
According to the Office of Family Security, \$245 will be collected in 1985-86, \$980 in 1986-87 and \$1,103 in 1987-88. These revenues will be used to offset administrative costs and will be divided between federal and state sources on a 70 percent and 30 percent basis.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)
The fee charged to each Non-AFDC applicant will be \$122.50, since IRS charges this same fee to the agency for accepting the case. In SFY 85/86 two cases are projected to be impacted, with eight cases and nine cases in the following two

years. Administrative offset will be \$245 in 85/86, \$980 in 86/87 and \$1,103 in 87/88.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no effect projected.

Marjorie T. Stewart
Assistant Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Natural Resources
Office of Conservation**

In accordance with the laws of the State of Louisiana, and with reference to the provisions of Title 30 of the Louisiana Revised Statutes of 1950, a public hearing will be held in the Conservation Auditorium, First Floor, State Land and Natural Resources Building, 625 North Fourth Street, Baton Rouge, LA, at 9 a.m., January 3, 1986.

At such hearing the commissioner of conservation will consider evidence relative to the proposed rules and regulations for the construction and operation of carbon dioxide pipelines.

The proposed rules and regulations represent the views of the commissioner as of this date; however, the commissioner reserves the right to make additions or amendments prior to final adoption.

Comments and views regarding the proposed rules and regulations should be directed in written form to be received not later than 5 p.m., January 2, 1986. Oral comments will be received at the hearing but should be brief and not cover the entire matters contained in the written comments. Direct comments to: Herbert W. Thompson, Commissioner of Conservation, Box 94275, Capitol Station, Baton Rouge, LA 70804-9275; RE: Docket No. PL 86-1.

All parties having interest in the aforesaid shall take notice.

Herbert W. Thompson
Commissioner

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: CO₂ Pipelines**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Regulation of carbon dioxide pipelines by the proposed rules can be carried out by the same personnel and offices now regulating natural gas pipelines. No additional personnel or other expenses will be necessary because all related costs can and will be absorbed by funds already budgeted and appropriated. These conclusions are expected to apply for the current fiscal year and the next two at least.

There should be no costs or savings to local governmental units as a result of adopting these rules.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The Office of Conservation anticipates that there will be approximately five carbon dioxide pipeline hearings in the balance of FY 85-86. As per R.S. 30:21, the required fee per hearing is \$300. Therefore, the office of Conservation expects to collect at least \$1,500 annually; however, all fees collected are deposited in the State General Fund. None of the fees collected will be retained by the Office of Conservation.

Because it appears that Louisiana oil recovery can be enhanced by flooding certain reservoirs with carbon dioxide,

the potential exists where the State of Louisiana could benefit from additional severance taxes and royalty payments; however, it is difficult to determine the fiscal impact because of the uncertainties of drilling and production activities and the results thereof.

These proposed rules do not specifically provide for revenue collections by local governmental units; however, revenues at the local level may be increased as a result of additional sales and ad valorem taxes and permit fees.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Costs to start one existing carbon dioxide project in Louisiana exceeded 100 million dollars; another now planned could cost more. Additional operational and personnel expenses may be high. With the exception of the application/public hearing fees, it is anticipated that these proposed rules should not bring about an increase in the normal operating expenses of affected companies because the rules proposed herein are already in accord with normal pipeline practices. Normal operating expenses include the cost relating to personnel, equipment (i.e. pipe, valves, etc.) reporting, inspections, testing, maintenance, etc. Although such costs are high and the price of oil low, positive returns are likely expected by those who build and operate carbon dioxide projects.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There now is little competition in carbon dioxide for flooding in the oil fields; some could develop. Construction and operation of pipelines to deliver the desired carbon dioxide for oil production enhancement should raise employment in Louisiana. Also, carbon dioxide delivered by these lines should result in additional oil field employment. But these proposed rules are not expected to change competition and employment factors.

Herbert W. Thompson
Commissioner

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Natural Resources
Office of the Secretary
Coastal Management Division**

Under the authority of the State and Local Coastal Resources Management Act of 1978, R.S. 49:213.1 et seq., in particular Sections 213.11B, 213.11C and E, and 213.16C, 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 rules and procedures for the Coastal Zone Management Program.

The proposed amendments would implement regulations for the orderly consideration and disposition of reconsideration petitions to the secretary of the Department of Natural Resources. The amendments also rescind Section E of Part VI and Sections D and E of Part VIII of Appendix c1, rules and procedures for coastal use permits, and Appendix c5, procedural rules for the hearing of appeals by the Louisiana Coastal Commission. A public hearing will be held at 7 p.m. on January 6, 1986 in the Conservation Auditorium on the first floor of the State Land and Natural Resources Building, 625 North Fourth Street, Baton Rouge, LA. Interested persons are invited to attend and submit oral and/or written comments on the proposed amendments.

All interested persons are invited to submit written comments on the proposed amendments. Such comments should be submitted no later than January 28, 1986, to Dr. Charles G. Groat, Assistant to the Secretary, Department of Natural Resources, Box 94396, Baton Rouge, LA 70804-9396. Dr. Groat may be contacted at the address above, or telephone (504) 342-7591. A copy of the proposed amendments may be obtained from the Coastal Management Division, State Land and Natural Resources Building, Tenth Floor, 625 North Fourth Street, Baton Rouge, La.

B. Jim Porter
Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: Reconsideration/Coastal Zone
Management Petition**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Any implementation costs associated with the proposed rules would be minimal to the state, consisting of added costs of publishing public notices. The costs occasioned by the receipt, consideration and disposition of petitions, as required by R.S. 49:213.16 are not increased by these rules. Local governmental units would incur no cost in implementing these regulations, as they are only for use at the state level. Any cost which local governmental units would incur as being the petitioner or participant in a reconsideration would be no greater than those which they would incur under the Statute, without these regulations.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

R.S. 49:213.16 and these regulations do not create any fees or other forms of revenues which will be collected by either state or governmental units. If the secretary were to reconsider the approval of a parish coastal program which had fees, the delay in collecting those fees occasioned by the reconsideration under the Statute, would not be increased by these regulations.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Any cost which may be incurred by a permittee by reason of his permit being reconsidered pursuant to R.S. 49:213.16 would not be increased by these regulations. The reconsideration process as set forth in the Statute and these regulations would not result in any foreseeable economic benefits to any directly affected persons or non governmental groups.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

R.S. 49:213.16 requires the secretary to receive petitions for reconsideration, to render decisions on the petitions and to reconsider decisions and determinations. The secretary's and his staff's efforts and time in this regard are not increased by the adoption of these regulations nor is there any need created for employing additional staff. There is no effect on competition established by either the statute or the regulations.

Charles G. Groat
Assistant to the Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Public Safety and Corrections
Office of State Fire Marshal**

As Fire Marshal for the State of Louisiana, I hereby intend to adopt the following administrative ruling.

The first part of that administrative ruling will be to amend the provisions of LAC 17-4:4 to read as follows:

LAC 17-4:4 Plans and Specifications for a New Building

4.4 As of September 1, 1985 the plans and specifications for every structure built or remodeled in the State of Louisiana must be drawn in accordance with the requirements of the 1985 edition of the Life Safety Code of the National Fire Protection Association and for all high rise buildings, Section 506 of the special provisions for high rise buildings of the Standard Building Code of the 1985 edition of the Southern Building Code Congress International, Inc.

The remainder of LAC 17-4:4 will remain the same.

Pursuant to that change, LAC 17-4:2 General Provisions must be changed so that the current Section 2.2 will now be labeled 2.3, current Section 2.3 will be labeled 2.4, 2.4 labeled 2.5, 2.5 labeled 2.6 and a new LAC 17-4:2.2 will read as follows:

All inspections of buildings constructed or remodeled after September 1, 1985 will be made utilizing the requirements set forth in the 1985 edition of the Life Safety Code of the National Fire Protection Association and Section 506 Special Provision for High Rise of the Standard Building Code of the 1985 edition of the Southern Building Code Congress International, Inc.

As a result, Section 2.3 shall be amended to read as follows:

2.3 All inspections of buildings constructed or remodeled between September 1, 1981, and September 1, 1985, will be made utilizing the requirements set forth in the 1981 edition of the Life Safety Code of the National Fire Protection Association and Section 506 Special Provisions for high rise of the Standard Building Code 1979 edition of the Southern Building Code Congress International, Inc.

Anyone having any questions with regard to this proposed administrative ruling should contact Plauche F. Villere, Jr., Attorney for State Fire Marshal, 500 Dufossat Street, New Orleans, LA 70115, 504-897-6600 or D. Jeffrey Gleason, Chief Administrative Fire Marshal, 1033 North Lobdell Boulevard, Baton Rouge, LA 70806, 504-925-4911. There will be a hearing in the Office of the Attorney for the State Fire Marshal on Monday, January 6, 1986 at 12 noon at which time and place any person may present their views orally or up until which time they may present their views in writing.

Carrol L. Herring
State Fire Marshal

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: LAC 17-4:2**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The new Code alters regulations for construction of several types of governmental facilities. Some of the regulations will cause increased construction for design costs while others will reduce the same. Please refer to the attachment for an analysis of proposed regulations affecting governmental units. Administration costs will be absorbed within the agency's current workload.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Implementation of these regulations will not affect revenue collections of state or local governmental units.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

The new Code alters regulations for construction of several types of non-governmental facilities. Some of the regulations will cause increased construction for design costs while others will reduce the same. Please refer to the attachment for an analysis of proposed regulations affecting non-governmental units.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

Implementation of these regulations will cause no effect on competition or employment.

James L. Thibodeaux
Finance Manager

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Public Safety and Corrections
Office of State Police
Criminal Records Unit**

Pursuant to the provisions of R.S. 15:587, as amended, the Bureau of Criminal Identification and Information (Criminal Records Unit), advertises its intent to begin collecting a \$10 processing fee to offset the costs of conducting a criminal record search for the purpose of screening applicants for employment or license.

This fee will not be charged to law enforcement agencies conducting criminal investigations, applicants for full-time employment with a bona fide criminal justice agency, or to applicants for employment at race tracks.

Payment of the processing fee shall be made in the form of a cashier's check or money order payable to the Louisiana Bureau of Criminal Identification and Information Fund and payment shall accompany the request for such information.

Collection of the processing fee shall begin on February 1, 1986 and shall be applied to all requests received on and after that date.

Interested persons may submit written comments on this matter to L. G. Finn, Department of Public Safety and Corrections, Public Safety Services, Box 66614, Baton Rouge, LA 70896, or phone (504) 925-6095.

Wiley D. McCormick
Deputy Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: Screening Applicants**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

A Computer Programmer Analyst V to provide all changes to existing State Police programs will take approximately 80 hours. Overtime costs of the computer analyst associated with the data processing are estimated to be \$1,812. These expenditures will be funded from fees collected and deposited into the Criminal Bureau Identification Fund.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

R.S. 15:587 as amended provides for the creation of

the Criminal Bureau Identification Fund, allows the Department of Public Safety to charge a fee as determined by the department for information access, and provides for the deposit of the fees collected into the fund. These regulations charge a processing fee of \$10 for conducting a criminal records search for screening applicants for employment purposes. An estimated 23,000 requests will be submitted each year generating \$230,000 which will be deposited into the fund. Disbursements from the fund are to be used to enhance and supplement the operations of the criminal Identification Bureau.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

A fee of \$10 is to be charged for each criminal records search. Applicants for employment in occupations such as taxi cab drivers, ambulance attendants, security guards, and alcoholic beverage outlet owners and managers will be required to submit a \$10 check or money order with each request for a criminal records check.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

It is estimated that the \$10 fee will have little or no effect on competition or employment.

Wiley D. McCormick
Deputy Secretary

Mark C. Drennen
Legislative Fiscal Officer

NOTICE OF INTENT

**Department of Public Safety and Corrections
Office of State Police
Training and Education Section**

The Louisiana State Police advertises its intent to set user fees for training academy facilities pursuant to R.S. 40:1375 (C) according to the following schedules:

Louisiana State Police Training Facility

RATES

Tiered rooms	50 person capacity	\$ 20 per hour 50 per day
Flat rooms	60/75 person capacity	25 per hour 75 per day
Auditorium	250 person capacity	50 per hour 150 per day
Gymnasium		50 per hour 150 per day
Volleyball room		20 per hour 50 per day
Library		15 per hour 30 per day
Gym classroom		15 per hour 40 per day
PEI classroom		15 per hour 30 per day
Dorm rooms		10 per day per occupant 50 per week per occupant

Interested persons may submit comments on the proposed fees to Captain William Whittington, Louisiana State Police, Training Academy, Box 66614, Baton Rouge, LA 70896, (AC 504) 925-6121.

Wiley D. McCormick
Deputy Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: Change User Fees**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
Approximately 90 percent of the chargeable users of the State Police Training Academy are state agencies such as Wildlife and Fisheries and Capitol Police. The estimated chargeable collections are expected to total \$80,637. Therefore, adoption of these regulations will cost state agencies approximately \$72,573 and local law enforcement agencies approximately \$8,063.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
It is estimated that chargeable services will generate approximately \$80,637 for deposit in the State Police Training Academy Fund.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)
Estimated costs to state and local agencies are presented above.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)
Adoption of these regulations will have no effect on employment or competition.

Wiley D. McCormick
Deputy Secretary

Mark C. Drennen
Legislative Fiscal Officer

**NOTICE OF INTENT
Department of Transportation and Development
Office of Highways**

In accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the Department of Transportation and Development, pursuant to LSA-R.S. 32:387.2(A), Act No. 996 of 1985, intends to adopt the following procedures governing issuance of special permits to mobile homes 16 feet in width, moving on the interstate highways.

**Restrictions For Moving 16 feet Wide Mobile Homes on
Interstate Highways**

- 1. No movement through Shreveport, Monroe, Lake Charles, Baton Rouge, and New Orleans from 6:30 to 10 a.m. and from 3 to 6:30 p.m. Monday through Friday. The restricted areas to be the same as those listed in the regulation booklet entitled "Louisiana Regulations for Trucks, Vehicles and Loads."
- 2. Each mobile home must have two escorts for movements on interstate highways (one state police and one certified escort).
- 3. All accidents during movement on interstate highways must be reported to the Truck Permit Office within 24 hours stating: permit number, location, time of day, traffic conditions and weather. (This reporting requirement is in addition to any other requirements stated in the Louisiana Revised Statutes).
- 4. All four corners of mobile homes, front and rear, and/or at each of its widest points are to be flagged with red warning flags. These flags are to be at least 18 inches square. These flags must be securely mounted so as to provide sufficient warning to all approaching traffic from front or rear.
- 5. There are to be no movements at night, in inclement weather, on Sunday after 1 p.m., and on certain designated holidays.
- 6. Routing of 16 feet wide mobile homes is subject to ex-

isting road conditions or construction or maintenance projects in progress at the time of application for movement.

All interested persons so desiring shall submit oral or written data, views, comments or arguments no later than 30 days from the date of publication of this Notice of Intent to: J. Gary Bizette, Enforcement and Truck Permits Administrator, Department of Transportation and Development, Box 94245, Baton Rouge, LA 70808-9245. Telephone: (504) 334-0160.

Robert G. Graves
Secretary

**Fiscal and Economic Impact Statement
For Administrative Rules
Rule Title: Special Permits to Mobile Homes 16 Feet Wide**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
None
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)
None
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)
FOR MOBILE HOME MOVERS:
Benefit - 1) Reduce the amount of time required to move load
Benefit - 2) Provide a less congested and safer route
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)
None

Robert G. Graves
Secretary

Mark C. Drennen
Legislative Fiscal Officer

**NOTICE OF INTENT
Department of Transportation and Development
Office of Systems Management
Flight Operations Manual Revision No. 1**

Pursuant to the authority vested in the Office of the Secretary by R.S. 2:6 and 36:509F(3), the Department of Transportation and Development (DOTD) will publish a revision to the *State of Louisiana Flight Operations Manual*, in order to establish new procedures for use of the DOTD aircraft pool.

The previous rule published by the Office of the Governor, Division of Administration, entitled "Fiscal Policy and Procedure Memorandum Number 67, Uniform Policy for Travel in State Owned Aircraft," will be superseded and cancelled by this revision to the Flight Operations Manual.

The contents of Revision Number 1, 6.101 Scheduling Procedures, are reflected below.

6.101 SCHEDULING PROCEDURES

- I. Authorized use of Aircraft
 - A. For state benefit:
 - 1. Aircraft shall be used only when the interest of the State of Louisiana is being served.
 - a. Official state business: Any state officer or state employee may utilize the aircraft operated by the DOTD for general transportation purposes in the conduct of official state business, in connection with the function of the department of the state officer or employee.
 - b. Any statewide elected official who determines that personal or political usage of state-owned or operated aircraft is necessary in performing the duties of his/her office and should, there-

fore be conducted at public expense will be billed for such service at the published rate. All provisions and policy shall be applicable to travel in state operated aircraft.

c. In order to effect the provisions described above, all passengers in DOTD operated aircraft will provide specific information on the purpose of their travel at the time of reserving space and/or during check-in procedures.

B. Classes of travelers

1. State Officer

a. Statewide elected officials, governor, lieutenant governor, attorney general, secretary of state, state treasurer, superintendent of education, commissioner of agriculture, commissioner of elections, commissioner of insurance.

b. Duly elected members of the Louisiana Legislature.

c. Department head as defined by Title 36 of the Louisiana Revised Statutes (secretary, deputy secretary, undersecretary, and the equivalent positions in higher education and the offices of elected officials). For the purpose of this policy, the speaker of the House of Representatives and the president of the Senate shall be considered as being equivalent to secretary of their respective chambers. No additional levels of the chambers shall assume department head status for the Legislature without prior written approval of the commissioner of administration.

2. State employee: All employees below the level of state officer.

3. Advisors and consultants who are called upon to contribute time and services to the state who are not otherwise required to be reimbursed through a contract for professional, personal, consulting services in accordance with R.S. 39:1481 et seq.

4. Members of boards, commissions, and advisory councils required by federal or state legislation or regulation.

5. Sponsored travelers

a. Industrial inducement prospects, when accompanied by a sponsoring state officer or employee when engaged in official state business.

b. Spouses of state officials, to the level of secretary of departments, when accompanied by the sponsoring state officer, and when engaged in official state business. Spouses may only be transported on DOTD operated aircraft on a space-available basis. The provisions of this part shall not apply to the spouse of the duly elected governor of the State of Louisiana, when same is performing travel instead of, or on behalf of the governor, and thus is engaged in official business of the state.

c. Other persons performing official state business who have prior written approval for travel from a sponsoring state traveler or from the commissioner of administration.

6. Sponsoring state traveler: The state officer or employee that assumes the responsibility and charges for the travel of a sponsored traveler in DOTD operated aircraft.

C. Executive transport aircraft

1. The primary purpose of the state executive transport aircraft fleet is to assist state officials, both elected and appointed, and others involved with appropriate business matters of the state, by easing the burden of travel. State aircraft can provide transportation when travel is required to locations which are difficult to reach or which involve time-consuming ground transportation or other problems. Travel to locations where direct commercial service is available should be scheduled only when there is significant savings in travel time or where there are other important advantages. The executive transportation fleet is to augment, rather than compete with, commercial services.

2. Agency or department heads (sponsors) may request the usage of the executive transport aircraft and they may also authorize other state employees to use the aircraft when they deem it serves an appropriate purpose. If approved by the sponsor, pas-

sengers other than state employees may travel on state aircraft in connection with appropriate business matters.

3. Reservations of executive transport aircraft should be made through the designated agency or department air transportation scheduler. If state executive transport fleet aircraft are to be used, the sponsor's scheduler or representative will coordinate travel needs with the Department of Transportation and Development (DOTD), Office of Flight Operations (OFO) Flight Scheduler.

II. Appointment of the Agency Schedulers

Each agency or department that anticipates use of DOTD/OFO aircraft for air transportation services will designate a responsible individual as the permanent air transportation scheduler and a second responsible individual as the alternate scheduler. These internal agency schedulers are to coordinate with the DOTD/OFO scheduling section to help achieve the most effective use of the state fleet of aircraft and helicopters. The primary reasons for assigning an internal scheduler for each agency are: to reduce the number of parties contacting the DOTD/OFO schedulers, to promote flight coordination within agencies, to simplify the scheduling procedure, and to assure proper authorization of flight requests. Ideally, the air transportation scheduling assignments should be given to two individuals who are centrally located in the agency and within the same office. These scheduling duties would be additional duties assigned to established positions with the current organization.

A. Responsibility of the agency scheduler

The Permanent Scheduler will be the agency's primary contact with the DOTD/OFO on the subject of flight scheduling and availability. He/she will be responsible for arranging flights, forwarding alterations or cancellations, assigned internal priorities, maintaining records and keeping the alternate scheduler well versed on the system's operations. On the other hand, the alternate scheduler should be prepared to fill in for the permanent scheduler in the case of sickness, personal leave, vacation or any similar circumstances.

Each agency scheduler will be responsible for obtaining and permanently recording the information on the Internal Flight Request Form provided by DOTD/OFO for each flight reservation.

This information is necessary for completion of the trip ticket and passenger manifest and will be given to the DOTD/OFO Scheduler when requesting a flight.

B. Flight scheduling guidelines

1. Sufficient notice should be given to allow optimum aircraft utilization. As a basic guideline, all flights should be requested not later than 24 hours in advance of the desired departure time. All flights should be requested before 12 noon on the preceding business day. Normally, flights and crews are scheduled by the DOTD/OFO during the afternoon of the preceding business day. Exception: Saturday through Monday flights are scheduled on Thursday. Exceptions to the guidelines will be subject to the availability of an aircraft and crew. Pilots cannot be scheduled for duty over 14 hours in a 24 hour period and must have a minimum of 10 hours rest since the termination of the previous flight duty period.

2. For the sponsor's consideration, the best available commercial alternative will be provided by the DOTD/OFO Scheduler when a trip involves a significant repositioning of the aircraft without payload or is to a location that is well served by airlines. A few minutes difference in travel between office and state hangar vs. office and commercial flight should not be considered justification to opt for state aircraft. Also in the interest of optimum fleet utilization, spare seats will be filled upon coordination with the trip sponsor, who should make every reasonable effort to accommodate.

3. When scheduling conflicts exist, priority will be given to travel locations where there is infrequent or no commercial service or locations that are otherwise difficult to reach. Prior to a flight request, a conscientious determination of priority, by all users, is imperative if the system is to accomplish the desired scheduling objectives.

The following definition explains the various classification of priority.

Routine—Alternative means of public air transportation are not available within 30 minutes of the requested departure times.

Priority—Alternative means of public air transportation are not available.

Top Priority—Response by state aircraft is essential.

Emergency—Response by state aircraft is mandatory; e.g. disaster, emergency medical service, etc.

If an internal priority is not declared at the time the flight is requested, the requirement will be considered to be *routine*.

All conflicts will be discussed and settled with the trip sponsors or their designated scheduler. Sponsors should be alert to the needs of others and plan their travel needs to best use the aircraft and crews.

C. Flight scheduling procedures

1. All flight requests will be made to the DOTD/OFO Flight Scheduler at 504-342-7912 or 7913, who will enter the request along with the agency internal priority on a tentative schedule. This tentative schedule will be confirmed the afternoon of the last business day prior to the flight. If an adjustment in time is necessary to accommodate flight scheduling, the DOTD/OFO scheduler will advise the agency scheduler of the necessary changes at that time. A passenger manifest will be prepared prior to each flight. The sponsor or his representative must sign the manifest/trip ticket and is responsible for verifying the flight purpose thereon. At the conclusion of the flight, disposition of manifests/trip tickets will be determined by the agency of department operating the aircraft.

All passengers are requested to be present at the aircraft at least 10 minutes prior to planned departure time. This will allow the pilot to depart on schedule and meet all subsequent schedules on time. The cooperation of each passenger is needed in order to avoid inconvenience to other passengers. If a passenger is unavoidably delayed in arriving at the airport, a call to the DOTD/OFO scheduler, or the pilot if away from home base, is requested prior to scheduled departure time. If no contact is received from the passenger, the standard procedure for the pilot will be to proceed (if all other passengers are present or if passengers are scheduled to be picked up at the next stop) not later than 30 minutes after scheduled departure time.

2. In order to provide a means of confirming flight requests a week or more in advance, the following applies:

a. Request early confirmation from the DOTD/OFO scheduler.

b. Verify the agency internal priority under item II. B, 3.

c. Understand that there is a possibility that an aircraft may be chartered to meet the flight request if a state aircraft is not available.

d. The charges for use of charter aircraft will be billed directly to the user agency.

3. Flight cancellation

a. Flight cancelled by DOTD/OFO: On some occasions, it may be necessary to cancel scheduled flights. The DOTD/OFO scheduler will immediately contact the agency scheduler and attempt to arrange alternate transportation. If the agency so desires, the DOTD/OFO scheduler can usually arrange for a charter flight.

b. Flight cancelled by the passenger: Cancellations of reserved flights shall be made, at least, 24 hours in advance of scheduled departure time. Later cancellations may result in a can-

cellation charge of \$50 being assessed against the agency unless sufficient justification for the late cancellation is provided to the undersecretary of DOTD.

4. Phone contacts

During normal business hours (7:45 a.m. to 4:30 p.m.)

DOTD/OFO Scheduler 504-342-7912

Flight Operations Manager 504-342-7913

Nights and Weekends: Home Phone Pager

OFO Scheduler 504-774-2149

Director of Flight Operations 504-292-4394 504-377-0917

D. Rate structure and billing procedures

In order to ensure full disclosure and complete accountability of the use of state aircraft, each agency must identify the purpose of the flight.

Official state business travel is defined as travel via state aircraft to conduct business for the State of Louisiana.

1. Rate schedule for DOTD/OFO aircraft.

Users of aircraft operated by DOTD/OFO shall be charged in accordance with the following rates as recommended by the secretary of transportation and approved by the governor:

a. Twin Engine Turbo Prop - \$200 per agency flight hour to destination and return.

b. Twin Engine (Reciprocating Engine) - \$120 per agency flight hour to destination and return.

c. Single Engine \$60 - per agency flight hour to destination and return.

d. Rotary Wing Single Engine - \$200 per agency flight hour to destination and return.

e. A minimum charge of \$100 per agency flight will be collected for all flights which generate less than \$100 in per hour charges. A \$15 per hour, per pilot, per agency charge will be collected for ground waiting times.

f. A cancellation charge of \$50 may be assessed against the agency if the agency does not notify the DOTD scheduler of a cancellation, at least, 24 hours prior to scheduled departure time.

2. Routing

For maximum utilization of aircraft, a user may be routed via points other than those requested, but will not be charged for other than the point to point flight hours of the route requested. Since more than one user may travel on the same flight, each user will be billed according to their respective requested routings.

3. Billing

The DOTD/OFO will bill each user on a monthly basis. Each user will receive an invoice which will identify the date of the flight, aircraft number, manifest number, passenger names, point of origin and point of destination, any special changes, the total flight hours and the respective charges.

It is the responsibility of each agency to expeditiously handle any charges for air travel. Failure by an agency to meet its payment obligations shall result in the loss of flight privileges on DOTD aircraft.

Make all checks payable to: State of Louisiana, Department of Transportation and Development, Box 94245, Capitol Station, Baton Rouge, LA 70804-9245.

Interested persons may comment on the proposed Policy and Procedures, in writing, at the following address: G. L. Ray, P. E., Maintenance Systems Engineer, Maintenance Division, Box 94245, Baton Rouge, LA 70804-9245, telephone number (504) 379-1572. He is the person responsible for responding to inquiries concerning the proposed policy.

Robert G. Graves
Secretary

Fiscal and Economic Impact Statement

For Administrative Rules

Rule Title: Flight Operations Manual Revisions

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

It is estimated that DOTD will incur \$500 in one-time expenses to print and distribute revisions to the Flight Operations Manual. The doubling of the hourly flight rates will double the cost of agency usage of DOTD aircraft. In instances where more than one agency flies on the same aircraft each agency will still be billed the full hourly rate for use of the aircraft.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

DOTD estimates that it will generate an additional \$71,268 in self-generated revenue in 1985-86 and \$142,536 in 1986-87 and each year thereafter. Estimate assumes a 17.5 percent reduction in agency usage once the rate increase goes into effect.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There are no estimated costs or economic benefits to directly affected persons or non-governmental groups.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no estimated effect on competition and employment.

G. L. Ray, P. E.
Maintenance Systems Engineer

Mark C. Drennen
Legislative Fiscal Officer

Committee Reports

COMMITTEE REPORT

House of Representatives

House Natural Resources Committee

Oversight Review

Pursuant to the provisions of R.S. 49:968, the House of Representatives Natural Resources Subcommittee on Oversight met on November 21, 1985 and reviewed certain changes in state regulations proposed by the Louisiana Department of Environmental Quality for which notice of intent was published in the October *Louisiana Register* with the following results:

1) Proposal by the Office of Solid and Hazardous Waste in the Department of Environmental Quality to amend the Louisiana Hazardous Waste Regulations to redefine solid waste for the purpose of regulating certain solid wastes as hazardous wastes.

Approved by a vote of 5-0.

Clyde W. Kimball
Chairman

COMMITTEE REPORT

House of Representatives

House Natural Resources Committee

Oversight Review

Pursuant to the provisions of R.S. 49:968, the House of Representatives Natural Resources Subcommittee on Oversight

met on November 21, 1985, and reviewed certain changes in state regulations proposed by the Louisiana Department of Environmental Quality for which notice of intent was published in the October *Louisiana Register* with the following results:

1) Proposal by the Department of Environmental Quality to promulgate the Louisiana Underground Storage Tank Regulations.

Approved by a vote of 5-0.

Clyde W. Kimball
Chairman

COMMITTEE REPORT

House of Representatives

House Natural Resources Committee

Oversight Review

Pursuant to the provisions of R.S. 49:968, the House of Representatives Natural Resources Subcommittee on Oversight met on November 21, 1985 and reviewed certain changes in state regulations proposed by the Louisiana Department of Natural Resources for which notice of intent was published in the October *Louisiana Register* with the following results:

1) Proposal by the Office of Forestry in the Department of Natural Resources to increase its fees collected at Indian Creek Recreation Area.

Approved by a vote of 5-0.

Clyde W. Kimball
Chairman

COMMITTEE REPORT

House of Representatives

House Natural Resources Committee

Oversight Review

Pursuant to the provisions of R.S. 49:968, the House of Representatives Natural Resources Subcommittee on Oversight met on November 21, 1985 and reviewed certain changes in state regulations proposed by the Louisiana Department of Natural Resources for which notice of intent was published in the October *Louisiana Register* with the following results:

1) Proposal by the Department of Natural Resources to increase the fees assessed on state mineral leases and state right-of-ways to supplement the monies in the Fishermen's Gear Compensation Fund.

Approved by a vote of 5-0.

Clyde W. Kimball
Chairman

COMMITTEE REPORT

House of Representatives

House Natural Resources Committee

Oversight Review

Pursuant to the provisions of R.S. 49:968, the House of Representatives Natural Resources Subcommittee on Oversight met on November 21, 1985 and reviewed certain changes in state regulations proposed by the Louisiana Department of Wildlife and Fisheries for which notice of intent was published in the October *Louisiana Register* with the following results:

1) Proposal by the Department of Wildlife and Fisheries Commission to establish and permit the use of nets in Lake Bruin,

Tensas Parish, Louisiana, for the period beginning at sunrise, December 20, 1985, and to close at sunset, February 28, 1986.

Approved by a vote of 5-0.

Clyde W. Kimball
Chairman

Potpourri

POTPOURRI

Department of Health and Human Resources Office of Family Security

The Department of Health and Human Resources, Office of Family Security, is changing rulemaking in the Medical Assistance Program, previously published as an emergency rule in the August 20, 1985, *Louisiana Register* (Vol. II, No. 8, pages 754 - 755) and a notice of intent in the September 20, 1985, *Louisiana Register* (Vol. 11 No. 9, page 898). This rule, which limited allowable costs to three times the hospital's target rate per discharge for neonatal/pediatric intensive care unit, burn unit and transplant unit services, is being withdrawn upon advisement by the Health Care Financing Administration (HCFA) that such a rule would not be approved. A modification will be submitted, as agreed with HCFA, the Legislative Joint Committee on Oversight and providers.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

POTPOURRI

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

In accordance with the provisions of the Fishermen's Gear Compensation Fund, R.S. 56:700.1 through 56:700.5, and in particular, Section 700.4 thereof; regulations adopted for the fund as published in the *Louisiana Register* on August 20, 1980; and also the rules of the secretary of this department, notice is hereby given that 33 completed claims, amounting to \$48,116.66, were received during the month of October, 1985.

No hearings are scheduled for the month of January, 1986.

B. Jim Porter
Secretary

POTPOURRI

Department of Natural Resources Office of Conservation Injection and Mining Division

Docket Number UIC 86-4

In accordance with the laws of the State of Louisiana, and with particular reference to the provisions of R.S. 30:4, notice is

hereby given that the Commissioner of Conservation will conduct a public hearing at 6 p.m., Wednesday, January 22, 1986, in the Court Room in the Courthouse Building, located on Trivoli Street, in Abbeville, LA.

At such hearing the Commissioner of Conservation or his designated representative will hear testimony relative to the application of Newpark Waste Treatment Systems, Inc., Box 54024, Lafayette, LA 70505-4024. The applicant intends to operate a commercial nonhazardous oilfield waste storage and treatment facility in Section 86, Township 14 South, Range 3 East, Vermilion Parish, Louisiana.

Prior to authorizing the use of this facility for treatment of nonhazardous oilfield waste, the commissioner of conservation must find that the applicant has met all the requirements of State-wide Order Number 29-B (August 1, 1943, as amended).

The application is available for inspection by notifying Carroll D. Wascom, Office of Conservation, Injection and Mining Division, Room 253 of the Natural Resources Building, 625 North Fourth Street, Baton Rouge, LA. Verbal information may be received by calling him at 504/342-5515.

All interested persons will be afforded an opportunity to present data, views or arguments, orally or in writing, at said public hearing. Written comments which will not be presented at the hearing must be received no later than 4:45 p.m., January 29, 1986, at the Baton Rouge Office. Comments should be directed to: Commissioner of Conservation, Box 44275, Baton Rouge, LA 70804-4275, Re: Docket No. UIC 86-4, Commercial Treatment Facility, Vermilion Parish.

Herbert W. Thompson, Commissioner
Office of Conservation

Errata

ERRATA

Department of Health and Human Resources Office of Family Security

On page 1081 of the November 20, 1985, *Louisiana Register* (Vol. 11, No. 11) under the heading "RULE, Department of Health and Human Resources, Office of Family Security," which implements policy changes regarding outpatient surgeries effective December 1, 1985, there were typographical omissions. The last sentence of the last paragraph preceding the listing, as published, reads as follows:

"Reimbursement to these groupings is unaffected by this change"

The correct version should read as follows:

"Reimbursement to providers for surgical procedures not included in these groupings is unaffected by this change."

A corrected version of the final rule is published in another section of this *Louisiana Register*.

Sandra L. Robinson, M.D., M.P.H.
Secretary and State Health Officer

**CUMULATIVE INDEX
(Volume 11, Number 12)**

COMMERCE DEPARTMENT

1985	
<i>Pages</i>	<i>Issue</i>
1— 76	January
81— 195	February
201— 308	March
315— 504	April
511— 601	May
611— 665	June
675— 736	July
747— 821	August
831— 926	September
935—1037	October
1053—1112	November
1123—1203	December

AGRICULTURE DEPARTMENT

- Agriculture and Environmental Sciences, Office of**
 - Advisory Commission on Pesticides, 45N, 219R, 379N, 643N, 731P, 835ER, 886N, 942R, 943R
 - Apiary, 127N, 207ER, 517R, 835ER, 941ER, 1030P
 - Feed Commission, 46N, 219R, 751ER, 790N, 943R
 - Fertilizer Commission, 886N
 - Horticulture Commission, 46N, 305P, 317R, 596P, 664P
 - Quarantine Programs
 - Citrus canker, 596P
 - Crop pests, diseases, 47N, 317R
 - Southern pine beetle, 750ER, 835ER
 - Repeal rules, 47N, 229R, 323R
 - Seed Commission
 - Plant breeder, 579N, 682R
 - Repeals rules, 579N, 682R, 683R
 - State Entomologist
 - Crop pests and diseases, 817P
 - Structural Pest Control Commission, 48N, 323R, 1058ER
- Agro-Consumer Services, Office of**
 - Agricultural Commodities Commission, 49N, 229R
 - Milk Testing and Bonding Program, 49N
 - Repeal rules, 47N, 229R
- Animal Health Services, Office of**
 - Livestock Sanitary Board, 49N, 230R, 380N, 615R
 - Meat and Poultry Inspection Program, 50N, 247R
- Horticulture Commission**
 - Floristry exam, 817P, 1110P
- Marketing, Office of**
 - Crawfish Market Development Authority, 1059ER
 - Market Commission
 - Fruits and Vegetables Division, 50N, 248R
 - Repeal rules, 47N, 229R

- Breath and blood alcohol analysis (see Public Safety and Corrections Department, Office of State Police)
- Cancer and Lung Trust Fund Board (see Health and Human Resources Department)
- Certified Public Accountants (see Commerce Department)

CIVIL SERVICE DEPARTMENT

- Civil Service Commission**, 677ER, 707N, 707N, 982N
- Ethics for Elected Officials, Board of**, 982N

Athletic Commission

Wrestling, 1132ER

Auctioneer Licensing Board, 130N, 335R, 1183N

Certified Public Accountants, Board of

Amendments to LAC 11-9, 260N, 757R, 983N, 1184N
Tax Accounting Principles hearing, 76P

Commerce and Industry, Office of

Economic Development Support Fund, 751ER
Enterprise Zone, 95R, 189CR
Industrial Ad Valorem Tax, 97R, 189CR
Industrial Assistance, 791N, 944R
Local Economic Development Support Fund, 793N
Restoration Tax Abatement, 98R, 189CR
Tax Exemptions on Property, 99R, 189CR, 792N, 1061R

Cosmetology, Board of

Reporting hours, 51N

Examiners of Interior Designers, Board of, 134N, 339R

Financial Institutions, Office of

Bank holding companies, 84ER
Branch banking, 90ER
Effectiveness of rules, 92ER

Licensing Board for Contractors, 51N, 341R

Motor Vehicle Commission

Rules of operation, 3ER, 70CR, 262N, 517R

Polygraph Board, 1185N

Racing Commission

Cancelled claiming race, 795N
Concession services, 6R
Drug, not permitted, 514ER
Drugs affecting performance; guarding horse, 794N
Entry after excused, 263N, 615R
Exclusions and ejections, 136N, 518R
Glass containers, 6R
Horsemen's bookkeeper, 887N
Jockey fee schedule, 888N
Mandatory penalties, 6R
Medication, 513ER, 514ER, 794N, 794N
Meeting notice, 189P
Quineila, 4ER, 264N, 616R
Responsibility of accreditation, 263N, 615R
Super Six, 514ER, 795N
Sweepstakes, 207ER, 265N
Trifecta, 4ER, 207ER, 264N, 616R

Real Estate Commission

Advertising, 644N
Certified money, 6R, 70CR
Interstate land sales, 644N
Licensee names/trade names, 644N, 816CR
Out-of-state broker cooperation, 644N, 758R
Waivers, 6R, 70CR

Used Motor Vehicles and Parts Commission, 70CR, 1062R

- Community Development Block Grant (see Urban and Community Affairs Department)
- Conservation, Office of (see Natural Resources Department)
- Contractors, Licensing Board of (see Commerce Department)
- Cosmetology, Board of (see Commerce Department)

CR—Committee Report

- E—Errata** **EO—Executive Order** **ER—Emergency Rule**
- L—Legislation** **N—Notice of Intent** **P—Potpourri**
- PPM—Policy and Procedure Memorandum** **R—Rule**

CULTURE, RECREATION AND TOURISM DEPARTMENT

Black Culture, Division of,

Grant guidelines, 983N

Cultural Development, Office of

Division of the Arts, 341R, 580N, 677ER, 796N, 1137R

Division of Historic Preservation, 580N, 683R

Library Examiners, Board of, 53N, 250R

Secretary, Office of

Rescinds rules, 580N, 685R

State Library, Office of

Rescinds rules, 580N

State Museum, Office of

Accessions/Deaccessions, 582N, 685R, 1186N

Admission fees, 1187N

Loan policy, 137N, 518R

Public Access, 581N, 582N, 683R, 684R

State Parks, Office of

Amendments, 1188N

Fee changes, 54N, 250R, 1188N

Posting Properties, 100R

Repromulgates rules, 1190N

Rescinds rules, 580N

Tourism, Office of

Act 455, Matching funds, 1098N

Deferred Compensation Commission (see Treasury Department)

EDUCATION DEPARTMENT

Elementary and Secondary Education, Board of

ABE/GED Instructors, 394N, 685R

Adult education, 583N, 759R

Advanced leave, 7R

Ancillary certificate validity, 890N, 1137R

Assessment teacher, 266N, 617R

Athletic scholastic requirements, 7R

Basic Skills Test, 92ER

Bulletin 741, 7R, 394N, 395N, 395N, 646N, 685R, 686R, 708N, 848R, 848R, 945R, 984N

Bulletin 746, 7R, 685R

Bulletin 996, 1190N

Bulletin 1739, 649N, 848R

Class size, ratios, 797N

Computer Curriculum Guide, 649N, 848R

Computer Science, 584N

Computer teaching requirements, 7R

Cosmetology, 649N

Elective courses, 7R

Elementary School, studies and time requirements, 752ER, 797N, 1065R

Employment permits, temporary, 753ER, 799N, 1066R

English credits, 141N, 521R

Environmental Science, 137N, 520R

Exceptional children, 252R

Fine Arts, 584N, 759R

Foreign Language Specialists, 396N, 686R

High School Credit, 138N, 520R, 617R, 1190N

Librarian certification, 1100N

Migrant State Plan, 396N, 686R

Minimum age for kindergarten, 265N, 617R

NTE scores, 100R

National Guard credit, 7R

Noncertified school personnel, 752ER, 798N, 1060ER, 1065R, 1099N

Non-public school, 138N, 617R

Non-residents, 5ER

Nutrition, 650N, 849R

Performance standards, 139N, 520R

Physical education, 583N, 758R

Practical Nursing, 397N, 686R

Proficiency exam, 140N, 520R

Remedial Programs (Bulletin 1566), 398N, 685R

School bus drivers, 252R

Severe/profound impairment certification, 1100N

Special school principal, 209ER, 266N, 618R

Special school superintendent, 209ER, 267N, 618R

Speech, language and hearing specialist certificates, 752ER, 799N, 1066R

Student activities, 7R

Systems accreditation, 140N, 520R

Talented, Definition of, 252R

Teacher certification, 5ER, 55N, 341R, 397N, 583N, 759R

Textbook publishers, 988N

Textbooks, 7R, 650N, 849R, 987N

Three hundred sixty minute class day, 395N, 686R, 760R

Voc.-Tech. director, 800N, 1066R

Voc.-Tech. director termination/demotion, 800N, 1066R

Voc.-Tech. fees, 139N, 617R

Voc.-Tech. field trips/training activities, 888N

Voc.-Tech., new schools, 889N, 1137R

Voc.-Tech. reduction in force, 889N, 1138R

Voc.-Tech. grievance procedure, 890N, 1138R

Voc.-Tech. sabbatical leave, 798N, 1065R

Voc.-Tech. State Plan, 585N, 760R

Voc.-Tech. student attendance, 798N, 1065R

Voc.-Tech. student suspension/expulsion, 986N

Voc.-Tech. tuition, 1098N

World Geography, 988N

Professional Improvement Program (PIP), Committee

Course requirement, 209ER

Proprietary School Commission, 267N, 267N, 521R, 521R, 801N, 945R

Superintendent of Education

Bunkie Youth Center, 515ER

Supervisors of Southern University, Board of

Fees, 7R, 650N

Tenure, 7R

Elderly Affairs, Office of (see Governor's Office)

Emergency Medical Technician (see Health and Human Resources Department, Office of Hospitals)

Engineers and Land Surveyors, Board of Registration for Professional (see Transportation and Development Department)

ENVIRONMENTAL QUALITY DEPARTMENT

Air Quality and Nuclear Energy, Office of

Air Quality Division

Ambient air quality, 663CR

Asbestos from demolitions/renovations, 1191N

Asbestos in schools, 56N, 305CR

Emission inventories, 271N, 529R

Emission standards, 268N, 522R, 593CR

CR—Committee Report

E—Errata EO—Executive Order ER—Emergency Rule

L—Legislation N—Notice of Intent P—Potpourri

PPM—Policy and Procedure Memorandum R—Rule

Fee system, 8R, 269N, 522R, 593CR
NSPS regulations, 270N, 529R, 593CR, 651N, 760R
Numbering regulations, 271N, 529R
PSD regulation, 398N, 663CR, 760R
Section 22.0, 15R
VOC regulations, 271N, 529R, 593CR
Nuclear Energy Division
Fee schedule, 271N, 522R, 593CR

Solid and Hazardous Waste, Office of

Hazardous Waste Division, 1050N, (Dec. 1984), 686R,
988N, 1139R, 1202CR
Fee schedule, 272N, 532R, 594CR
Underground storage tanks, 989N, 1139R, 1202CR
Solid Waste Management Division
Fees, 273N, 533R

Water Resources, Office of

Construction grants, 32R, 664P
Discharges, unauthorized, 652N, 770R
Pollution Control, 274N, 594CR, 891N, 1066R, 1109CR

EXECUTIVE ORDERS

EWE 84-43—Rescinds EWE 84-34, 3
EWE 84-44—Energy conservation, PCB and asbestos to be handled jointly by Division of Administration and Natural Resources, 3
EWE 84-45—Amends EWE 84-39, Forum for Environmental Action, 3
EWE 85-1—Motor Carrier safety program, 83
EWE 85-2—Amends EWE 84-16, State Project Advisory Committee, 83
EWE 85-3—Creates Governor's Committee of One Hundred, 83
EWE 85-4—Creates Study Commission on PCBs, 84
EWE 85-5—Occupational Information Coordinating Committee Membership Increase, 203
EWE 85-6—State Vehicle safety belt requirement, 203
EWE 85-7—Grants private activity bond allocations, 203
EWE 85-8—Grants private activity bond allocations, 204
EWE 85-9—Requires each budget unit to submit revised budget, 204
EWE 85-10—Grants private activity bond allocations, 204
EWE 85-11—Grants private activity bond allocations, 205
EWE 85-12—Cooperative endeavor agreements, 205
EWE 85-13—Changes names of two sections within D of A, 206
EWE 85-14—Grants private activity bond allocations, 206
EWE 85-15—Grants private activity bond allocations, 315
EWE 85-16—Transfers the Land and Surveys Unit, Office of Public Works to Natural Resources Department, 315
EWE 85-17—Creates the Governor's Hispanic-American Affairs Commission, 315
EWE 85-18—Creates the Governor's Asian-American Affairs Commission, 316
EWE 85-19—Lifts moratorium on applications for health care facilities, 511
EWE 85-20—Grants private activity bond allocations, 511
EWE 85-21—Grants private activity bond allocations, 511
EWE 85-22—Grants private activity bond allocations, 512
EWE 85-23—Grants private activity bond allocations, 513
EWE 85-24—Authorizes leave for pay raise rally, 513
EWE 85-25—Grants private activity bond allocations, 611
EWE 85-26—Grants private activity bond allocations, 611
EWE 85-27—Grants private activity bond allocations, 611
EWE 85-28—Grants private activity bond allocations, 612
EWE 85-29—Authorizes Board of Regents to conduct study

concerning the transfer of Northwestern University into LSU system, 612
EWE 85-30—Creates the Governor's Study Commission on Ad Valorem Taxation, 613
EWE 85-31—Grants private activity bond allocations, 675
EWE 85-32—Grants private activity bond allocations, 675
EWE 85-33—Amends EWE 84-44 concerning energy conservation, PCB and asbestos handling, 676
EWE 85-34—Grants private activity bond allocations, 676
EWE 85-35—Transfers Food Distribution Program from Education Department to Agriculture Department, 747
EWE 85-36—Requires Department of Education to conduct procurement through Central Purchasing Agency of the Division of Administration, 747
EWE 85-37—Grants private activity bond allocations, 747
EWE 85-38—Grants private activity bond allocations, 748
EWE 85-39—Authorizes Housing Finance Agency to administer housing development grants, 749
EWE 85-40—Creates Coordinating Council of Services for Children, 749
EWE 85-41—Directs National Guard to assist in the control of the southern pine beetle, 750
EWE 85-42—Creates New Orleans International Airport Study Commission, 831
EWE 85-43—Grants private activity bond allocations, 831
EWE 85-44—Grants private activity bond allocations, 832
EWE 85-45—Establishes Louisiana Alliance for Youth Development Planning, 832
EWE 85-46—Transfer State Planning Office to the Division of Administration, 833
EWE 85-47—Requires agencies to share in cost of unemployment compensation benefits, 833
EWE 85-48—Proclaims state of emergency in certain areas due to Hurricane Danny, 834
EWE 85-49—Amends EWE 85-30 relative to Governor's Study Commission on Ad Valorem Taxation, 935
EWE 85-50—Grants private activity bond allocations, 935
EWE 85-51—Grants private activity bond allocations, 935
EWE 85-52—Requires local governing authorities to report financial aid, 936
EWE 85-53—Grants private activity bond allocations, 937
EWE 85-54—Grants private activity bond allocations, 937
EWE 85-55—Grants private activity bond allocations, 937
EWE 85-56—Reestablishes the Academic Advisory Board to CODOFIL, 938
EWE 85-57—Creates the Louisiana Historical Records Advisory Commission, 938
EWE 85-58—Creates the Red River Valley Area Council, 938
EWE 85-59—Grants private activity bond allocations, 939
EWE 85-60—Establishes the Governor's Louisiana Housing Commission, 940
EWE 85-61—Grants private activity bond allocations, 940
EWE 85-62—Grants private activity bond allocations, 941
EWE 85-63—Grants private activity bond allocations, 1053
EWE 85-64—Grants private activity bond allocations, 1053
EWE 85-65—Grants private activity bond allocations, 1053
EWE 85-66—Creates Governor's Task Force on Natural Gas, 1054
EWE 85-67—Amends EWE 85-58 placing the Red River Valley

CR—Committee Report

**E—Errata EO—Executive Order ER—Emergency Rule
L—Legislation N—Notice of Intent P—Potpourri
PPM—Policy and Procedure Memorandum R—Rule**

Area Council Within the Department of Commerce,
1055

EWE 85-68—Establishes the Governor's Commission on
Louisiana's Outdoors, 1055

EWE 85-69—Grants private activity bond allocations, 1123

EWE 85-70—Grants private activity bond allocations, 1123

EWE 85-71—Grants private activity bond allocations, 1124

EWE 85-72—Grants private activity bond allocations, 1124

EWE 85-73—Grants private activity bond allocations, 1125

EWE 85-74—Grants private activity bond allocations, 1126

EWE 85-75—Grants private activity bond allocations, 1126

EWE 85-76—Grants private activity bond allocations, 1127

EWE 85-77—Grants private activity bond allocations, 1127

EWE 85-78—Implement employee assistance program, 1128

EWE 85-79—Grants private activity bond allocations, 1128

EWE 85-80—Amends EWE 85-66, Governor's Task Force on
Natural Gas, 1129

EWE 85-81—Grants private activity bond allocations, 1129

EWE 85-82—Amends EWE 85-77, Private activity bond
allocations, 1129

EWE 85-83—Amends EWE 85-64, EWE 85-75, EWE 85-77,
Private activity bond allocations, 1130

EWE 85-84—Grants private activity bond allocations, 1130

EWE 85-85—Designates Public Safety and Correction, to
acquire and finance additional correctional facilities,
1130

EWE 85-86—Amends EWE 85-76, EWE 85-81, EWE 85-84,
Private activity bond allocations, 1131

EWE 85-87—Grants private activity bond allocations, 1131

Fishermen's Gear Compensation Fund (see Natural Resources
Department)

Food Stamp Program (see Health and Human Resources
Department, Office of Family Security)

GOVERNOR'S OFFICE

Architects Selection Board

Application procedure, 1101N

Division of Administration

Contractual Review, 892N, 1067R

Education procurement, 802N

Facility Planning and Control

Capitol Improvement Manual, 709N, 849R

Rent/lease procurement, 802N, 946R

Fee Schedule for copies, 1192N

IRS, reporting use of vehicles, 837ER

PPM 49, Travel regulations, 614ER

PPM 69, Unemployment compensation, 834PPM

PPM 70, Report of state aid to local recipients, 1055PPM

PPM's repealed, 990N

Property Assistance Agency, 1193N

State Register amends LAC, 709N, 856R

Telecommunications Management, 990N

Education Services, Governor's Special Commission

Lender Manual, 653N

Scholars' Program, 709N, 856R

T. H. Harris Scholarship, 893N, 1077R

Elderly Affairs, Office of

Audit requirement, 710N, 857R

Financial reporting, auditing, 803N, 946R

Fiscal requirements, 712N, 858R

GOEA Policy Manual, 894N, 1078R

Hearing procedure, 400N, 618R

Intrastate funding, 57N, 253R

Ombudsman Program, 35R

Policy Manual, 316ER

Reports, disposition of, 753ER

Service requirements, 399N, 621R

State Plan on Aging, 93ER, 142N, 143N, 342R, 342R

Engineers Selection Board

Weighted votes to three firms, 892N, 1077R

Law Enforcement and Administration of Criminal Justice

Federal grant funds use, 802N, 1141R

Grant-in-Aid, 252R

Juvenile justice, delinquency prevention, 1101N

Minority Business Enterprises, Office of

Program policies, 143N, 342R

River Port Pilot Commissioners for Port of New Orleans, Board of

Drug policy, 92ER, 141N

Veterans Affairs, Department of

Eligibility requirements, 34R

Fees, 34R, 142N, 341R

HEALTH AND HUMAN RESOURCES DEPARTMENT

Cancer and Lung Trust Fund Board

Applications for research grants, 76P

Procedures, 35R

Proposal deadline, 1030P

Electrolysis Examiners, Board of, 144N, 534R

Embalmers and Funeral Directors, Board of, 585N, 687R

Exam schedule, 189P, 818P

Internship, 713N, 946R

Examiners of Psychologists, Board of

Repealing rules, 93ER, 150N, 622R

Family Security, Office of

Adult day care centers, 210ER

AFDC Program

AFDC and GA—Need standard, 895N, 1078R

AFDC and RCA—date of entitlement, 753ER, 896N,
1078R

AFDC and RCA—Monthly reporting, 995N, 1146R

Grant discontinuances, 714N, 864R

Work referral policy, 1193N

Complying with other programs, 94ER, 151N, 349R

Dentists, location for payment, 596P

Disability Determination Program, 653N, 770R

Enrolled dentists, 101R, 101R

Food Stamps Program

Disclosure of information, 95ER, 150N, 349R

Monthly reporting, 996N, 1146R

Standard Utility Allowance, 714N, 864R

Telephone standard, 897N, 1079R

Voluntary Quit, 38R, 1194N

Work registration, 39R

General Assistance Program

Applications, discontinuance of, 753ER

General assistance phase-out, 898N, 1079R

LTC Audits, 102R

LTC Cap rate, 101R

LTC/Community based services, 1132ER

Low Income Assistance, 153N, 349R, 677ER, 715N, 865R

CR—Committee Report

E—Errata EO—Executive Order ER—Emergency Rule

L—Legislation N—Notice of Intent P—Potpourri

PPM—Policy and Procedure Memorandum R—Rule

Medical Assistance Program
ADHC Program, 804N, 947R, 1110P
Adult Day Care, 408N, 623R
Carve out units capped, 754ER, 898N, 1110P
Chiropractic services, 754ER, 898N, 1079R
Dentures, 754ER, 900N, 1079R
Enumeration requirement; eligibility, 653N, 770R
Equipment, supplies, prosthetic, orthotic services price freeze, 753ER, 896N, 1079R
Habilitation services, 210ER, 422N, 637R
Hospital Program rate, 423N, 637R, 688R, 736P
ICF/H Certification, 516ER, 655N, 771R
ICF/H penalties, 654N, 770R
Inpatient hospital, delete extensions, 755ER, 901N, 1031P
Inpatient hospital, eliminate incentive payments, 755ER, 902N, 1080R
Inpatient hospital, service limitations, 942ER
LMAC, Multi-source drugs, 838ER
LMAC, Remove list from State Plan, 275N, 540R
Leave days, 94ER, 152N, 349R
MNIES changes, 588N, 689R
Neonatal/pediatric ICU inpatient service reimbursement, 754ER, 898N, 1203P
OASDI and SSI/SSP Coverage, 677ER, 715N, 865R
Optometrists, 210ER, 423N, 594CR, 637R, 663CR
Orthopedic shoes, 756ER, 907N, 1080R
Out-of-state hospital reimbursement, 755ER, 900N, 1080R
Outpatient interim reimbursement, 754ER, 902N, 1080R
Outpatient surgeries, 903N, 1080R, 1147R, 1203P
Personal Needs Allowance, S and ICF, 756ER, 907N, 942ER, 1031P, 1102N
Pick up fees, 840ER, 906N, 1082R
Prior authorization—surgical procedures, 997N, 1147R
Removal of LMAC, 275N, 540R
Resource policy, 587N, 689R
Standards for payment, 716N, 865R
Swing bed provisions, 36R
Transplant reimbursement, methodology, 677ER, 805N, 947R
Transportation, 587N, 688R
Violation penalties, 515ER
Wait time payment, 838ER, 899N, 1079R
Written plan of care requirement, 655N
Nursing home penalties, 37R
Pharmacy Program
Dispensing fee, 424N, 663CR
Drug elimination, 427N, 663CR
EAC - AWP, 425N, 663CR
LMAC addition of drugs, 451N, 637R, 865R, 998N, 1031P, 1149R
LMAC override, 426N, 663CR
Restricted formulary, 452N, 477N, 663CR
Physician Certification, 210ER, 479N, 638R
Repatriation, 804N, 946R
SNF/ICF I and II rates, 478N, 637R
SSA/SSI disability, 153N
SSI Maximum Countable resource limits, 1061ER, 1102N
Standards for payment, 218ER, 597P
State Plan, 479N, 638R
Support Enforcement Program
Collections notice, 1008N, 1151R
Consumer reporting agencies, 1008N, 1151R
Income assignment, 907N, 1083R

Interstate Income Withholding, 908N, 1083R
IV-D—Application fee, 1194N
IV-D IRS Application fees, 1195N
Non-AFDC federal tax offset, 909N, 1083R
Spousal report, 1009N, 1152R
State tax refunds, 1009N, 1152R
Telephone hearings, 589N, 689R
Hearing Aid Dealers, Board of Examiners for
Bylaws, 993N, 1142R
Hospitals, Office of
Emergency Medical Services, 717N, 39R, 866R
Human Development, Office of
Day Care Program, 589N, 689R
Management and Finance, Office of
Home health services policy/guidelines, 347, 154N, 350R, 910N, 1083R
Residential care facilities, 219ER
Section 1122
Appeal procedures, 655N, 771R
Definitions; expenditures, 1010N, 1152R
Evidence of obligation/expiration of approval, 657N, 1037E, 1010N, 1153R
Guidelines, 157N, 353R
Introduction, 657N
Reenrollment, recertification, relicensure, 614ER, 910N, 1153R
Review criteria, 1103N
Reviewing expenditures/changes, 657N, 772R
State Health Plan
Home health services, 911N, 1084R
Nursing home beds, 658N, 816CR
Rehabilitation facilities, 657N, 774R
Revisions, 164N, 359R
Medical Examiners, Board of
Physical therapist, 400N
Public hearing, 596P
Mental Health, Office of
Adult group homes, 1104N
Mental Retardation/Developmental Disabilities, Office of
Case Management, 805N
Nursing, Board of
R.N. 1.071, 57N, 348R
Nursing Home Administrators, Board of Examiners for
Amend Rules 11, 18, 19, 991N, 1144R
Education requirements, 1193N
Nursing home requirements, 864R
Optometry, Board of
Examination, 1102N
Pharmacy, Board of
Adjudication, 895N
Licensure exam, 803N
Practical Nurse Examiners, Board of
Education and licensure, 713N
Prevention and Recovery from Alcohol and Drug Abuse, Office of
Eligible service providers, 1132ER
Preventive and Public Health Service, Office of, 597P
Bottled water, 102R

CR—Committee Report

**E—Errata EO—Executive Order ER—Emergency Rule
L—Legislation N—Notice of Intent P—Potpourri
PPM—Policy and Procedure Memorandum R—Rule**

Commodity Supplemental Food Program, 1012N, 1155R
Congenital Anomalies Central Registry, 1011N, 1155R
Controlled shellfish depuration plans, 285N, 550R
Declaratory orders/rulings, 1013N, 1156R
Dental Clinical Program, 911N, 1084R
Disabled Children/SSI Program, 1020N, 1173R
Drinking Water Program, 1014N, 1156R
Family planning, 806N, 947R
Fluoridation Program, 1015N, 1157R
Food and Drug Control
 Product registration, fees, penalties, 840ER, 1015N, 1161R
Genetics diseases, 480N, 638R
HTLV-III Antibody testing, 517ER, 841ER
Handicapped Children's Services, 1017N, 1162R
Hemophilia, 102R
High Blood Pressure Control, 1017N, 1166R
Home Care Services, 1018N, 1167R
Individual mechanical sewage treatment plants, 58N, 360R
Maternal/Child Health Services, 1018N, 1167R
Pesticide, 659N, 775R
Plans review, 1019N, 1173R
Sanitary Code, 103R
 Sewage/Refuse disposal, 756ER, 914N, 1086R
Sewage treatment plants, 166N, 254R, 718N, 861R
Shellfish shippers, 516ER, 660N, 775R
Treatment refusal—responsibility release, 912N, 1085R
Tuberculosis Control, 1020N, 1174R
Vaccine Preventable Disease Program, 1021N, 1174R
Venereal Disease Control, 1021N, 1174R
Vital Records Registry
 Birth rosters, 1010N
 Marriage records, 1022N, 1175R
 Program guidelines, 1022N, 1175R
 Proofs, 1024N, 1176R
Water Quality Program, 1025N, 1177R
WIC Program, 718N, 867R, 914N, 1086R

Radiologic Technology Board of Examiners, 720N, 868R

Sanitarians, Board of Examiners for
Bylaws, 991N, 1144R

Secretary, Office of
Block grants, 482N, 639R, 719N, 867R, 1177R
Clarifying existing rules, 289N
Excepted drugs, 590N, 689R
Forms, 290N
Grouping, 291N
Inflation screen, 482N, 640R
Level of Care, 291N
Licensing and Certification, Division of
 Hospital bed inventory, 58N, 254R
Rate setting
 Budget screen, 288N, 553R
 Clarify rules, 553R
 Forms, 555R
 Grouping, 555R
 Inflation screen, 482N, 640R
 Level of Care, 555R
 Revaluation, 292N, 556R
 Substance abuse, 1104N

Veterinary Medicine, Board of
Exam schedule, 189P
License fee, 209ER

Interim Emergency Board (see Treasury Department)
Livestock Sanitary Board (see Agriculture Department)

INSURANCE DEPARTMENT

Commissioner, Office of
Annuity tables, 917N, 1089R
Benefits Coordination, 485N, 689R
Universal Life, 485N, 690R
Variable Life, 490N, 694R

JUSTICE DEPARTMENT

Attorney General, Office of
Video bingo machines, 842ER

LABOR DEPARTMENT

Employment Security, Office of
Appeals referee, 1106N
Regulation, 37, 105R
Weekly wage, 818P
Worker's Compensation, Office of
Responsibilities and rights, 498N, 775R

LEGISLATION

Administrative Procedure Act
Changes, 1985 Regular Session, 815L

LOUISIANA ADMINISTRATIVE CODE UPDATE

January-December, 1984 changes, 71
Title 35
 Table I, 71
 Table II, 73
January-March, 1985 Changes, 501
April-June, 1985 Changes, 731
July-September, 1985 Changes, 1030

Mechanical sewage treatment plants (see Health and Human Resources Department, Office of Preventive and Public Health Services)

Motor Vehicle Commission (see Commerce Department)

NATURAL RESOURCES DEPARTMENT

Conservation, Office of
Carbon dioxide pipelines, 1196N
Injection and Mining Division, 601P
 Docket UIC 86-4, 1203P
 Public hearing, 926P, 1037P
 Statewide Order 29-B, 498N, 640R, 664CR, 678ER, 727N, 1133ER
 Statewide Order 29 N-1, 195P, 293N, 556R, 594CR, 640R, 1107N
 Statewide Order 29-0-1, 1107N
Pipeline Safety, 59N, 254R, 305CR
Underwater obstructions, 590N, 702R, 731CR
Energy, Research and Planning Division
Commercial/Apartment Conservation, 499N, 664CR
Fishermen's Gear Compensation Fund
Claims, 76P, 189P, 305P, 501P, 597P, 665P, 733P, 818P, 926P, 1031P, 1110P
Fee Notice, 1026N, 1178R, 1202CR, 1203P
Forestry, Office of
Forest management charges, 808N, 1178R

CR—Committee Report

**E—Errata EO—Executive Order ER—Emergency Rule
L—Legislation N—Notice of Intent P—Potpourri
PPM—Policy and Procedure Memorandum R—Rule**

Indian Creek Recreation fees, 1026N, 1178R, 1202CR
Timber stumpage, 918N, 1109CR, 1178R

Management and Finance, Office of

Rate for computerized copies, 591N, 704R, 731CR

Secretary, Office of

Coastal use permit, 293N, 556R, 594CR
Coastal Zone Management petition, 1196N

State Lands, Division of

Bohemia Spillway, 40R

Nursing, Board of (see Health and Human Resources
Department)

**PUBLIC SAFETY AND CORRECTIONS DEPARTMENT
(CORRECTIONS SERVICES)**

Adult and Juvenile Services, Office of

Administrative remedy procedure, 918N, 1089R
Adult offender furlough, 1026N
Attorney visits, 918N, 1092R
Contraband introduction, 919N, 1093R
Escorted inmate absences, 1027N, 1027N, 1027N
Inmate marriage requests, 919N, 1093R
Medical furloughs, 1028N
Medical treatment for visitors, 919N, 1093R
Religious group visitation, 808N, 1094R
Student visiting/correspondence, 920N, 1094R
Visitation of adult inmates, 920N, 1096R

Secretary, Office of

Adult services, 295N, 641R
Prison enterprises, 295N, 642R
Regulation 30-19, 61N, 360R
Regulation DOC 30-14, 105R

**PUBLIC SAFETY AND CORRECTIONS DEPARTMENT
(PUBLIC SAFETY)**

Liquefied Petroleum Gas Commission

Amends rules, 296N, 557R

Motor Vehicles, Office of

Certificate of salvage, 299N, 560R
Emission inspection, 301N, 595CR, 614ER, 847ER, 920N,
1178R
Liability Insurance termination, 727N, 874R
Name on vehicle title, 660N, 781R

State Fire Marshal, Office of

New building specs, 1197N

State Police, Office of

Bingo pull tab, 1134ER
Breath and blood alcohol analysis, 61N, 256R
Screening applicants, 1198N
User fees, 1198N

Racing Commission (see Commerce Department)

Real Estate Commission (see Commerce Department)

Southern University Board of Supervisors (see Education
Department)

State Employees Group Benefits Program, Board of Trustees for
(see Treasury Department)

State Lands, Division of (see Natural Resources Department)

State Parks, Office of (see Culture, Recreation and Tourism
Department)

State Police, Office of (see Public Safety and Corrections
Department)

REVENUE AND TAXATION DEPARTMENT

Income and Corporation Franchise Taxes

Corporation Franchise Tax, 108R

Sales Tax

Computer software tax, 809N, 949R
Reporting format, 1028N, 1179R

Tax Commission

Appraisals/assessment notice, 665P
Public Hearing, 195P, 504P
Timber stumpage, 918N, 1178R
Value of property guidelines, 921N

**TRANSPORTATION AND DEVELOPMENT
DEPARTMENT**

Highways, Office of

Engineering Directives, 662N, 782R
Gasohol, 661N, 781R
Mobile home moving permits, 1199N

**Professional Engineers and Land Surveyors, Board of
Registration for**

Bylaws, 1029N, 1179R
Educational training, 65N, 362R
LAC 19-3:9.3, 19-3:12.1.2, 810N, 949R
Registration requirements, 65N, 362R
Work experience, 65N, 362R

Public Works, Office of

Flood Control, 302N, 561R
Water wells, 810N, 883R, 950R

Systems Management, Office of

Flight Manual, 571N (July, 1984), 705R, 1199N

TREASURY DEPARTMENT

Bond Commission, 317ER, 500N, 643R, 756ER, 814N,
981R

Deferred Compensation Commission

Public employees plan, 41R

Interim Emergency Board

Rules of operation, 45R

School Employees' Retirement System

Retirement credit purchases, 592N, 705R

**State Employees Group Benefits Program, Board of
Trustees**

Claim filing deadline, 66N, 363R
Claims Review Membership, 728N, 886R
Comprehensive medical benefits, 591N, 705R
Drug abuse coverage, 67N, 363R
Earlier effective date, adoptive children, 304N, 643R
Organ transplant, 921N, 1097R
Overage dependents, 922N, 1097R
Second surgical opinion, 923N
Early hospital admission, 68N
Health Maintenance, 811N, 979R
Life insurance premium reduction, 304N, 643R
Lifetime maximum coverage, 517ER
Out-patient surgery, 69N, 364R
Private duty nursing, 68N, 364R
Second surgical opinion, 70N, 365R, 1097R

State Employees Retirement System

Meeting scheduled, 926P

CR—Committee Report

E—Errata EO—Executive Order ER—Emergency Rule

L—Legislation N—Notice of Intent P—Potpourri

PPM—Policy and Procedure Memorandum R—Rule

Teacher's Retirement System

Annuity factors, 814N

URBAN AND COMMUNITY AFFAIRS DEPARTMENT

Planning and Technical Assistance, Office of

Community Development Block Grant, 45R, 166N, 365R
Rental Rehabilitation, 181N

Used Motor Vehicles and Parts Commission (see Commerce Department)

Veteran's Affairs, Department of (see Governor's Office)

Veteran's Medicine, Board of (see Health and Human Resources Department)

Water Resources, Office of (see Environmental Quality Department)

WILDLIFE AND FISHERIES DEPARTMENT

Wildlife and Fisheries Commission

All terrain vehicles, 1136ER
Alligator enclosure, 923N, 1109CR
Alligator season, 679ER

Boat equipment safety, 185N, 501CR, 705R
Channel catfish, 127R
Experimental Fisheries, 729N, 1108N
Horses/mules on wildlife management areas, 848ER
Hunter safety, 187N, 501CR
Hunting seasons, bag limits, 728N, 925CR
Lake Bruin, Commercial fishing, 1029N, 1202CR
Migratory birds hunting season, 756ER
Migratory seasons other than waterfowl, 681ER
Net ban, Lacassine Bayou, 729N, 926CR, 982R
Net ban, Lake Bisteneau, 730N, 925CR, 981R
Oyster fishing, Calcasieu Lake, 682ER
Oyster harvesting, Bay Gardene/Bay Crabe, 1137ER
Oyster moratorium, 924N, 1110CR
Oyster seed reservations, 681ER
Rockefeller Refuge, 187N, 501CR
Scuba game fish seasons, 592N, 706R, 731CR
Seafood Promotion and Marketing Board, 126R
Shrimp seasons, 188N, 501CR
Shrimp season/outside waters, 923N, 1109CR
Trapping season, 925N, 1098R, 1110CR
Waterfowl regulations/hunting season dates, 848ER

CR—Committee Report

E—Errata EO—Executive Order ER—Emergency Rule

L—Legislation N—Notice of Intent P—Potpourri

PPM—Policy and Procedure Memorandum R—Rule

Notes

Notes

Notes

Notes

Notes