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# Executive Orders

## EXECUTIVE ORDER DCT 82-3

WHEREAS, the Governor's Task Force on Drinking and Driving was created by the authority of Executive Order Number 82-2; and

WHEREAS, it is within the best interest of the people of our state that this task force recommend specific legislation to alleviate this severe problem;

NOW, THEREFORE, I, DAVID C. TREEN, Governor of the State of Louisiana, by virtue of the authority vested in me as Governor, pursuant to the Constitution and applicable statutes of the State of Louisiana, do hereby direct the Governor's Task Force on Drinking and Driving to study these problems and make specific recommendations. Said Task Force shall be composed of 17 members rather than 15 as stipulated in Executive Order Number 82-2. The two additional members will serve as at-large representatives.

IN WITNESS WHEREOF, I have hereunto 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 the 15th day of February, A.D., 1982.

David C. Treen  
Governor of Louisiana

## EXECUTIVE ORDER DCT 82-4

WHEREAS, under the terms of Federal Public Law 97-35 Section 564(b), the Governor of each state who wishes to participate in the Chapter 2 section of the Education Consolidation and Improvement Act of 1981 is enabled to appoint an Advisory Committee to advise the Governor and the State Department of Education; and

WHEREAS, it is incumbent upon the administration to see that an equitable plan is established for the distribution of these grants;

NOW, THEREFORE, I, DAVID C. TREEN, Governor of the State of Louisiana, by virtue of the authority vested in me as Governor, pursuant to the Constitution and applicable statutes of the State of Louisiana, do hereby create the Governor's Advisory Committee on Educational Block Grants to advise the Governor and the State Department of Education on the allocation of said funds reserved for State use under Section 565(a), on the formula for the allocation of said funds to local educational agencies, and on the planning, development, support, implementation and evaluation of state programs assisted under Chapter 2 of the Education Consolidation and Improvement Act of 1981.

The advisory committee shall include members of school boards, educational administration, higher education, teachers, parents of school children and the public at large or in accordance with Section 564(a).

IN WITNESS WHEREOF, I have hereunto 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 the 18th day of February, A.D., 1982.

David C. Treen  
Governor of Louisiana

# Emergency Rules

## EMERGENCY RULE (AMENDED)

### Department of Health and Human Resources Board of Veterinary Medicine

At a meeting of the Louisiana Board of Veterinary Medicine held on March 10, 1982 pursuant to notice, Emergency Rule No. 1 was amended retroactively in the following manner:

The last sentence in Paragraph 1 of Emergency Rule No. 1 of the Louisiana Board of Veterinary Medicine, currently reading "A passing score on the National Exam shall be deemed to be the correct answering of at least 70 percent of the questions contained on the National Examination." is deleted. The last sentence of that Paragraph shall read as follows:

A passing score on the National Examination shall be deemed to be the correct answering of 70 percent of the questions contained on the examination, less one standard deviation. The standard deviation shall be based upon the so-called "Nationwide Criterion Group," as that group is defined by Professional Examination Service or such other firm, corporation or entity as may be charged by the National Board of Veterinary Medical Examiners with the duty of formulating, administering and grading the National Exam. The standard deviation shall be computed separately for each group of examinees taking the National Examination. The definition of the nationwide criterion group as applied by Professional Examination Service or such other person, firm or entity as may be charged by the National Board of Veterinary Medical Examiners with the formulation, administration and grading of the National Exam is hereby adopted by the Board, and the calculation of the standard deviation by Professional Examination Service or such other person, firm or entity as may be charged by the National Board of Veterinary Medical Examiners with the formulation, administration and grading of the National Exam, shall be conclusive.

Allan R. Albritton, D.V.M.  
Secretary-Treasurer

# Rules

## RULE

### Department of Commerce Licensing Board for Contractors

I. A. 1. Under R.S. 37:2157 A, it is the Board's interpretation that a contractor is defined as any person, firm, partnership, co-partnership, association, corporation or other organization, or any combination thereof, who undertakes, attempts, or submits a bid or offer to construct, supervise, superintend, oversee, direct, or in any manner assume charge of the construction, alteration, repair, improvement, movement, demolition, putting up, tearing down or furnishing labor, material or equipment and installing same for any building, highway, road, railroad, sewer, grading, excavation, pipeline or public utility structure project, development, housing or housing development, improvement, or any other construction undertaking. Additionally, it is the Board's inter-

pretation that, under R.S. 37:2162 (b), a contractor is a person who contracts directly with the owner, a primary contractor, or a subcontractor as a subcontractor; also any architect or engineer who receives an additional fee for the employment or direction of labor, or any other work beyond the normal architectural or engineering services, shall be considered as a contractor.

B. In addition to those specialty classifications listed as subclassifications in Section 2156.2, the definition also includes specialty work as follows, but is not limited thereto: Oil and gas well drilling and storage; directional drilling; X-ray of wells; water well drilling; cathodic protection; environmental control systems; solar energy, nuclear energy; mining; boat building; furnishing and installing permanent building fixtures; building restoration work; carpentry work; dumb waiters, elevators and escalators; glazing; site development; waterproofing; construction management; owner acting as own contractor which will be for rent, sale, public use or public assembly; public address system; communication lines and systems; sound systems; alarm systems; control systems; instrumentation and calibration; industrial and commercial maintenance; demolition with or without explosives; industrial painting, coating and sandblasting; refractory work.

C. 1 (a) A license shall not be required to bid or perform work on any project totally owned by the federal government.

(b) A license shall not be required to bid on any projects funded in part by the federal government designated for a particular project by an agency of the federal government where a federal regulation or law prohibits such requirement, provided said agency presents specific evidence of a federal regulation or law prohibiting same in the bid documents. Should the agency fail to present such evidence, the bidder shall be required to have a license before bidding. Any successful bidder on any exempt project funded in part by the federal government shall submit an application for a license completed in its entirety and pay the fee prior to commencement of work on federal jobs. After meeting said requirements, a letter shall be issued to said successful bidder authorizing the commencement of work in accordance with R.S. 37:2157 D. Thereafter, the application shall be presented to the Board at its next regular meeting and following compliance with all remaining requirements including delay periods, a license shall be issued with an "F" restriction.

2. A license is not required by a public utility subject to regulation by the Louisiana Public Service Commission or the Council of the City of New Orleans or a contractor bidding on projects for said utility companies. However, contractors doing business for public utilities shall file an application for a license, pay the fee and take and pass the required examination prior to commencement of actual work. After meeting said requirements, a letter shall be issued to said successful bidder authorizing the commencement of work in accordance with R.S. 37:2157 B. Thereafter, the application shall be presented to the Board at its next regular meeting and following compliance with all remaining requirements, a license shall be issued.

II. Application for contractor's licenses shall contain all information required on the form which is available at the offices of the State Licensing Board for Contractors, 7434 Perkins Road, Baton Rouge, LA 70808. Application shall be time dated when received and considered at the next regular meeting of the Board, provided the application is complete with financial statement, references, fee(s), Federal Employer I.D. Number, properly notarized and examination requirements have been met.

No license will be issued until:

A. Sixty days have elapsed from time of receipt in the Baton Rouge office;

B. All requirements of the statute and rules and regulations have been met and the application approved by the Board.

III. All licenses and renewals shall expire December 31 of

the year they are issued and the license becomes invalid unless renewed; provided, however, that after a license has expired the person or firm to whom such license was issued shall have until the second Tuesday of January next, following the expiration date to renew the license without penalty and without further examination. Any person or firm applying for renewal after the second Tuesday of January next, following the expiration date will be required to pay a penalty of \$50. Any license not renewed within a period of one year from the date of expiration will be considered as a new application.

IV. The annual fee for renewal of licenses shall be \$100 for any one major classification or subdivision thereof and \$50 will be charged for each additional major classification or subdivision thereof. The maximum fee shall not exceed \$300. In addition there will be a \$25 charge for each examination and a \$25 charge for a structural change.

V. The license for which a person becomes the qualifying party belongs to the entity of the licensee, as: a corporate license belongs to the corporation, a partnership license belongs to the partnership and an individual license belongs to the individual regardless of the status of the qualifying party of the entity.

VI. A. all applicants shall be required to register a qualifying party or parties who shall successfully pass a written examination for the classification requested, unless otherwise provided by the Board.

B. The qualifying party or parties authorized to take the examination are:

1. Any individual contractor, co-partner or any corporate officer who was an organizer in the articles of incorporation, provided no person shall be allowed to be the qualifying party for more than one company and two subsidiaries. If more than two subsidiaries are formed or acquired by a parent company, a separate qualifying party shall be registered with the Board for each two additional subsidiary companies.

2. Any employee of said applicant who has been in full-time employment for 120 consecutive days immediately preceding. He shall be prepared to execute an affidavit furnished by the Board at the time he takes the examination giving his length of employment and Social Security number. If requested, he shall be prepared to show evidence of his eligibility by furnishing four cancelled payroll checks representing four preceding months.

C. Additional classification(s) may be obtained at any time by licensed contractors provided:

1. The request for additional classification(s) be in writing.

2. The required additional license fee of \$50 and a \$25 examination fee is paid; and the qualifying party as provided under Subsection (B) successfully passes a written examination.

3. The classification(s) will not become effective for 30 days following a request for same or until approved by the Board at a regular meeting, whichever is the lesser.

D. All initial applicants shall be required to take and successfully pass Part I of the Board's examination and PART II where there exists a written examination for same.

E. 1. A contractor who is a subsidiary of a currently licensed contractor and who is making application for a license in the same classifications as that of the currently licensed contractor, shall not be required to take an examination of the subject for which said subsidiary contractor is seeking a license, with the approval of the Board, provided that the holders of a majority of the stock in the subsidiary contractor are the same as the holders of the majority of stock in the currently licensed company, and further provided that the individual who was designated as the qualifying party at the time a license was originally issued to the currently licensed contractor remains in the employ of the currently licensed contractor at the time of application for license by the subsidiary contractor.

2. A licensed firm, making application for a subsidiary license for the same classifications as those in which the licensed firm has qualified, may be exempt from the taking of an examination, provided that the qualifying party on record with the State Licensing Board for Contractors for the licensed firm making application for a subsidiary license is the same as that of the parent company, and further provided that no person shall be allowed to be the qualifying party for more than one company and two subsidiaries. If more than two subsidiaries are formed or acquired by a parent company, a separate qualifying party shall be registered with the board for each two additional subsidiary companies. It is further provided that any subsidiaries qualifying under the terms of this Section shall not be permitted to assume the position of a parent company or firm for the purpose of forming additional subsidiaries.

F. A qualifying party making application for a license as an individual or stockholder of a corporation may be exempt from taking another examination for the same classification for which he has previously taken and passed subject to approval by the Board.

G. Applicants requesting a specialty class where there is no written examination shall be examined by the Board on the experience shown on his application.

VII. When the qualifying party terminates employment with the licensee, the State Licensing Board for Contractors must be notified in writing, by the qualifying party and the licensee, within 30 days of the disassociation and another party must qualify within 60 days or licensee will be subject to citation for suspension or revocation of license.

VIII. In the event an unlicensed contractor or licensed contractor without proper classification bids in violation of R.S. 37:2150-2163, regardless of whether he is awarded the contract, action may be brought before the Board and/or court in accordance with the statutes rules and regulations, and laws of this State.

IX. Any application for a license for a subsidiary shall be considered as a new application and subject to all laws and rules and regulations governing same.

X. In the event of the dissolution of a partnership, the license may be retained by one of the partners provided that all partners agree by whom it shall be retained and further provided that all this agreement be made by affidavit.

XI. The board, pursuant to R.S. 37:2161 may bring suit to enjoin violations of this Act and the Executive Director and/or his designated agent and/or the legal counsel for the Board is hereby authorized to institute such suit on behalf of the Board and to sign the verification of the petition for injunction and to do all things necessary in connection with the institution of such legal proceedings when so directed by the Board.

XII. Hearings may be conducted by the Board at regular or special meetings whenever deemed necessary. Written notice by certified mail shall be given to all parties at least five days prior to such hearings or special meetings. The Board members shall be notified at least three days prior to such hearings or special meetings. The notice shall include the time, place and purpose of the hearing or special meeting and may be held at any place within the state. Hearings shall be governed by R.S. 49:951 et seq.

XIII. Special meetings of the Board may be held at any place provided that the time, place and purpose of the meeting is specified in the notice to the members of the Board and to any parties involved in that particular special meeting.

XIV. It shall be the responsibility of licensed contractors to secure the current valid license number of any subcontractor who submits a bid to them or performs work in the amount of \$50,000 or more. If any licensed contractor awards a contract in the amount of \$50,000 or more to any unlicensed subcontractor, the license of the contractor may be suspended, revoked or rescinded after a hearing is conducted by the Board.

XV. Any change in officers, or address of a company, partnership, or corporation as reflected on the application shall be reported to the Board by written notification within 15 days after such change. Any change in the name of a contractor as it appears on the license certificate or any change from an individual to a partnership or corporation; or a partnership to an individual or corporation; or a corporation to an individual or partnership, shall be reported in writing to the Board within 15 days after such change. No change in the name or status of licensed firm shall be made until all documents and information as required by the Board has been satisfactorily furnished.

XVI. A. All licensed contractors bidding in the amount of \$50,000 or more shall be required to have qualified for the classification in which they bid.

B. When two or more contractors bid as a joint venture on any project in the amount of \$50,000 or more, not in conflict with R.S. 37:2150 et seq., all parties are required to be licensed at the time the bid is submitted. Each party to the joint venture may only perform within the applicable classifications of the work of which he is properly classified to perform.

XVII. All contractors shall bid and perform work in the name which appears on the official records of the State Licensing Board for Contractors for the current license. If a licensed contractor assigns a contract, or any portion of a contract, in the amount of \$50,000 or more to another contractor, the person or firm to which it is assigned, and who performs the work, must possess the proper current license. No unlicensed contractor shall be permitted to assign a contract, or any portion of a contract, in the amount of \$50,000 or more to a licensed contractor in circumvention of the laws of the State of Louisiana.

XVIII. Under R.S. 37:2163 A. providing for certification and license number to be shown on the bid, and when the awarding authority requires bids to be submitted in sealed envelopes, the license number shall be required to appear only on the outside of the envelope. It shall not be a violation for the license number to appear on both the bid document and the outside of the envelope.

XIX. Any division of a contract into parts less than \$50,000 when combined is \$50,000 or more, will be treated as one contract totaling the amount of these parts when combined.

XX. Whenever a licensed contractor bids a project within the scope of this Act, and is awarded the contract, is unable or refuses to provide bonding and insurance coverage as required by the proposal bid for the execution of the project, the awarding authority or owner may file a complaint with the Board. The Board shall investigate such complaint and, after due hearing, may suspend or revoke the contractor's license, in accordance with R.S. 37:2150-2163 inclusive.

XXI. Any person, firm, partnership, co-partnership, association, corporation, or other organization bidding on or performing a job in the amount of \$50,000 or more, the majority of which job is classified as V. Electrical Work or VI. Mechanical Work, the licensee shall hold the major classification or subdivision thereunder of Electrical Work or Mechanical Work as the case may be.

A. On all jobs involving mechanical or electrical work the Board shall consider the monetary value of the electrical or mechanical material and/or equipment furnished by the owner or builder, if any, in determining the amount of electrical or mechanical work involved.

B. The Board takes cognizance of all local ordinances and codes regulating the licensing of electrical and mechanical contractors.

XXII. If a possible violation is known to the Board, the Board may correct it or take appropriate action without formal complaint.

XXIII. As provided by R.S. 37:2150 after granting said license, the licensee shall at all times show his ability to serve the

public economically, expediently and properly; possess the necessary qualifications of responsibility, skill, experience and integrity so that the licensee will not tear down standards of construction established within the industry, and shall continue to maintain the qualifications established in R.S. 37:2156.1.

If any licensed contractor refuses to sign a contract at his bid price and a complaint is filed with the Board by the owner and/or the awarding authority, the Board shall investigate such complaint and, after due hearing, may suspend or revoke the contractor's license in accordance with R.S. 37:2150-2163 inclusive.

XXIV. It shall be the responsibility of any contractor who, voluntarily or involuntarily, is subjected to any provision of the laws of bankruptcy, to notify this Board immediately and to make available to this Board any and all information pertinent thereto.

A. Any contractor who is ordered by a competent court to cease operations or whose operations are closed due to operation of any law, shall notify this Board immediately and make available to this Board any and all information pertinent thereto.

B. Whenever an order issued by a competent court and/or referee in bankruptcy forces cessation of a contractor's business operations, a hearing shall be scheduled at the earliest feasible date, in accordance with the applicable laws and the rules and regulations of this Board, for the purpose of determining whether said contractor's license shall be suspended or revoked, and such an order by a competent court or referee shall create a presumption in favor of suspension or revocation.

C. If any contractor is ordered by a competent court to pay a final and executory judgment awarded against him in the operation of his business, for charges for labor, material, breach of contract, etc., and fails to pay said judgment immediately upon its becoming final and executory, a hearing may be scheduled by the Board for the purpose of determining whether said contractor's license shall be suspended or revoked.

XXV. All initial applicants are required to submit a financial statement, prepared by an independent auditor and signed by the applicant and auditor before a notary public, stating the assets of the person, firm, partnership, co-partnership or corporation; such assets shall include a net worth of at least \$10,000.

XXVI. It shall be unlawful and illegal for any primary contractor, contractor, owner, awarding authority, subcontractor, or any other person to contract or subcontract all or any portion or work involved herein, to any other contractor, or subcontractor unless said contractor or subcontractor was duly licensed by the Board as of the final date fixed for the submission of bids on said work from the primary contractor to the owner or awarding authority. This Rule shall be subject to the provisions and limitations established by R.S. 37:2157 B and D.

If work is subcontracted as per this Rule, and the subcontractor should default for any reason, the awarding authority shall have the right to take bids from any subcontractor that is properly licensed at the time of this default.

XXVII. Any person, firm or corporation duly licensed under the provisions of R.S. 37:2150, et seq. who violates any provisions of the said Louisiana contractor's licensing law or any Rule or regulation of this Board may, after due and proper hearing, have its license suspended or revoked by this Board. Prior to the Board's action on suspension or revocation of licenses as aforesaid, the licensee shall be given a hearing in accordance with the Louisiana Administrative Procedure Act.

XXVIII. In any instance where approval of an application has been withheld under the terms of R.S. 37:2157 D., a contractor shall have the right to apply to the Board for a hearing following which the Board may continue to withhold approval or grant its approval at its own discretion.

XXIX. Proper notification under R.S. 37:2160 E., shall be five days notice. Notification shall constitute placing of said notice

in the U.S. mail certified. The five days notice shall commence to run on the date of the issuance of notification.

Roy Yarborough  
Acting Director

## RULE

### Department of Commerce Office of Financial Institutions

Under authority granted by R.S. 6:902B, the Commissioner of Financial Institutions has adopted the following rule for the purpose of providing a means by which state chartered savings and loan associations may have authority consistent with that granted federal associations by Federal Home Loan Bank Board Rules and Regulations 545.6-2(a)(4), 545.6-3, and 545.6-4(c), published in the Federal Register, Volume 46, No. 205, pages 51896 and 51897, dated October 23, 1981.

#### FINAL RULE

Notwithstanding any limitations set forth in LRS 6:701, et seq., state chartered savings and loan associations are hereby authorized to make adjustable interest rate partially amortized balloon payment loans; adjustable rate simple interest home improvement loans; and reverse annuity mortgages, as outlined in Federal Home Loan Bank Board Regulations 545.6-2(a)(4), 545.6-3, and 545.6-4(c), which was published on pages 51896 and 51897, Volume 46, of the Federal Register dated October 23, 1981.

For the information and guidance of state chartered savings and loan associations, the Federal Regulations referred to above are outlined below:

§ 545.6-2 Other residential real estate loans.

(a) Home Loans.

\*\*\*\*\*

(4) Loans without full amortization.

(i) Balloon-payment loans.

(a) Nonamortized loans (loans which no principal payments are made until the end of the term) shall not exceed 90 percent of value, subject to the limitations of subparagraph (a)(1) of this section, and loans that are partially amortized shall not exceed 95 percent of value, subject to the limitations of subparagraphs (a)(1) and (a)(2) of this section. Interest on balloon-payment loans shall be payable at least semiannually.

(b) An association making a balloon-payment loan secured by property occupied or to be occupied by the borrower must include the following notice in each loan application form and in each loan contract:

THIS LOAN IS PAYABLE IN FULL AT THE END OF \_\_\_\_\_ YEARS [and/or MONTHS]. YOU MUST REPAY THE ENTIRE PRINCIPAL BALANCE OF THE LOAN AND UNPAID INTEREST THEN DUE. THE LENDER IS UNDER NO OBLIGATION TO REFINANCE THE LOAN AT THAT TIME. YOU WILL THEREFORE BE REQUIRED TO MAKE PAYMENT OUT OF OTHER ASSETS YOU MAY OWN, OR YOU WILL HAVE TO FIND A LENDER WILLING TO LEND YOU THE MONEY AT PREVAILING MARKET RATES, WHICH MAY BE CONSIDERABLY HIGHER OR LOWER THAN THE INTEREST RATE ON THIS LOAN. IF YOU REFINANCE THIS LOAN AT MATURITY, YOU MAY HAVE TO PAY SOME OR ALL CLOSING COSTS NORMALLY ASSOCIATED WITH A NEW LOAN, EVEN IF YOU OBTAIN REFINANCING FROM THE SAME LENDER.

In addition, at the time an association commits itself to make a balloon-payment loan to a loan applicant, the association must inform the applicant of the principal loan balance that will be due at maturity of the loan, if known, assuming timely payments of principal and interest during the loan term.

(c) The interest rate on a partially-amortized balloon-payment loan may be adjusted periodically, pursuant to subparagraphs (b)(1), (b)(3), (b)(4) and paragraphs (c), (d), (e), and (f) of § 545.6-4a of this Part, provided that the initial monthly payment is sufficient to amortize a loan with the same principal balance and interest rate over a period not exceeding 40 years. Interest-rate adjustments may be implemented through changes to the principal loan balance only if the monthly payment is adjusted at least every five years to a level that would have been sufficient, based on the amortization schedule used to establish the initial monthly payment, to fully amortize the loan.

(d) At least 45 but not more than 90 days prior to maturity of a balloon-payment loan for which the notice set out in subparagraph (b) must be given, the association must notify the borrower of the maturity date, the balance due at maturity (assuming all scheduled periodic payments due between the notification and maturity are made), and whether and under what conditions the association will refinance the loan.

\*\*\*\*\*

#### § 545.6-3 Home Improvement Loans.

An association may invest in loans, with or without security, for residential real property alteration, repair or improvement, or for equipping or furnishing residential real property, with installments payable at least quarterly, the first installment due no later than 120 days from the date the loan is made and the final installment due no later than 20 years and 32 days from such date. Installments shall be substantially equal except to the extent that the loan complies with one of the mortgage plans authorized under § 545.6-2(a)(4)(i), 545.6-4 or 545.4a of this Part.

#### § 545.6-4 Alternative mortgage instruments.

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##### (c) Reverse-annuity mortgage.

(1) Description. This instrument provides periodic payments to homeowners based on accumulated equity. The payments are made monthly directly by the lender, or are made through the purchase of an annuity from an insurance company. The loan becomes due on a specified date after disbursement of the entire principal amount of the loan or when a specified event occurs, such as sale of the property or death of the borrower. The interest rate on this instrument may be fixed, or may be adjusted periodically pursuant to subparagraphs (b)(1), (b)(3), (b)(4) and paragraphs (c), (d), (e), and (f) of § 545.6-4a of this Part. Interest-rate adjustments may be implemented through changes to the principal loan balance.

##### (2) Requirements.

(i) Loan applicants shall not be bound for seven days after the loan commitment is made.

(ii) Associations shall obtain a statement signed by the borrower acknowledging disclosure of all contractual contingencies which could force a sale of the home.

(iii) If the loan instrument provides that the interest rate will be adjusted more frequently than the payment to the borrower will be adjusted, the payment to the borrower, then, in addition to the notification of payment adjustment required pursuant to paragraph (e) of § 545.6-4a of this Part, the association must also send the borrower a notification of each rate adjustment within the time period and with the disclosure required by paragraph (e) of § 545.6-4a.

(iv) The loan instrument shall provide for prepayment in

whole or in part without penalty at any time during the loan term.

(v) If payments are to be made to the borrower through purchase of an annuity, the association shall use an insurance company authorized to engage in such business and supervised by the state in which it is incorporated.

##### (3) Disclosure.

Each prospective borrower shall receive written materials explaining the type of mortgage being offered and its specific terms, including:

(i) a general description of reverse-annuity mortgages;

(ii) if refinancing is not guaranteed, a prominent notice indicating that a large payment (and the elements of which it is comprised) will be due at the end of the loan term;

(iii) schedule and explanation of payments to the borrower and whether property taxes and insurance are to be deducted;

(iv) schedule of outstanding debt over time;

(v) repayment date or event (such as sale of home or death of one or more mortgagors) which causes loan to become due;

(vi) method of repayment and schedule, if any;

(vii) all contractual contingencies, including lack of home maintenance and other default provisions, which may result in forced sale of the home;

(viii) interest rate, annual percentage rate, and total interest payable on the loan;

(ix) effective interest rate and interest earned or expected to be earned on purchased annuities, based on standard mortality tables;

(x) name and address of insurance company issuing a purchased annuity;

(xi) initial loan fees and charges;

(xii) description of prepayment features and refinancing features, if any;

(xiii) inclusion of a statement that such mortgages have tax and estate-planning consequences and may affect levels of, or eligibility for, certain government benefits, grants, or pensions, and that applicants are advised to explore these matters with appropriate authorities; and

(xiv) an example of the operation of the type of reverse-annuity mortgage offered to the applicant.

If the loan contract permits periodic adjustment of the loan interest rate, the disclosure provided the prospective borrower must parallel the disclosure required by § 545.6-4a(f) of this Part, and must include such of the information set out above as is available at the time of disclosure.

Hunter O. Wagner, Jr.

Commissioner of Financial Institutions

## **RULE**

### **Department of Commerce Racing Commission**

LAC 11-6:53.5

Permitted medication may be administered to a horse in training during a race meeting only by a licensed veterinarian or a licensed trainer, or under their personal orders, except that all medication given hypodermically must be done by a licensed veterinarian. The following non-steroidal, anti-inflammatory medications may be used in training; cannot be administered within 24 hours of the race; and the maximum analytical test levels are established as:

Pre-Race Blood and Urine Levels	and	Post-Race Blood and Urine Levels
Phenylbutazone 2.0 micrograms/ml.		165 micrograms/ml.*
Oxyphenbutazone 2.0 micrograms/ml.		165 micrograms/ml.*

\*(combined total of drug and/or metabolite)

These provisions control, other provisions of these rules to the contrary notwithstanding.

Any test levels in excess of the above maximum analytical test levels shall be considered as prima facie evidence that there has been a violation of the rules dealing with medication.

The stewards shall direct the taking of a blood specimen from any horse from which a urine specimen has been taken or will be taken while the horse is at the special barn as provided pursuant to LAC 11-6:23.35 which shall be delivered to the state chemist for testing.

J. Melton Garrett  
Chairman

**RULE**  
**Department of Commerce**  
**Racing Commission**

LAC 11-6:53.43

A laboratory testing program for the detection of the presence of prohibited medications or drugs in horses prior to a scheduled racing program may be requested by an Association, and conducted at that track upon designation by the Commission. Such pre-race testing program shall be supervised by the Commission. All provisions of the rules of racing, not inconsistent with this Section, remain in full force and effect. Should any existing provision conflict herewith, the provisions of this Rule shall take precedence and govern; however, all existing Rules on post-race testing remain in full force and effect.

A. At any track so requesting and designated, the track operator shall provide such facilities, appurtenances, equipment, and trained personnel for a drug detection program as the Commission may specify.

B. Blood or urine or other samples shall be taken from all horses programmed to race prior to the race in which it is programmed at a location specified by the track operator and the Commission.

C. Such blood, and/or urine, and/or other sample shall be taken not less than three hours nor more than six hours prior to the approximate post-time of the race. If the horse is to receive bleeder medication (Furosemide) on the day of the race in accordance with the rules of racing, the sample shall be taken prior to the administration of that medication.

D. Such blood, urine, or other sample shall be taken by the commission veterinarian, or by a licensed veterinarian under his supervision. Professional fees for veterinarians collecting these samples for the pre-race testing program shall be paid by the Association.

E. The trainer or his representative shall accompany the horse at the prescribed time and to the prescribed location, and shall manage the horse as directed. Willful failure to be present at, or refusal to allow, the taking of any such sample, or any act or threat to impede or prevent or otherwise interfere therewith, shall subject the person or persons therefor to such disciplinary action as the stewards may determine.

F. A horse shall not race if it has not been tested in accordance with the provisions of this Section.

G. Whenever pre-race laboratory test reports indicate the presence of a prohibited medication or drug in the sample taken from a horse scheduled to race, particularly, but not limited to: specific maximums by quantitative determination of 2.0 micrograms Phenylbutazone/ml. of blood, 2.0 micrograms Oxyphenbutazone/ml. of blood, the stewards shall scratch the horse from the race. On first offense a penalty of not less than \$100, nor more than \$200, shall be assessed the trainer and the horse may not be entered for eight calendar days following such positive test. Upon second or multiple offenses for positive tests, the stewards shall take whatever action they deem appropriate consistent with law and the rules of racing.

H. The pre-race testing program so conducted at a designated track shall in no way change or interfere with the post-race testing program of the Commission. In the event of a conflict between pre-race and post-race tests, the post-race test governs and prevails.

I. The laboratory and/or its representatives performing pre-race chemical testing for a designated Association are officials of racing. The laboratory shall:

1) Be under the direction of and responsible to the stewards;

2) Be approved by the Commission.

J. The stewards shall deliver all pre-race specimens or samples to the laboratory performing the pre-race chemical testing.

Definition of Pre-Race Testing: A procedure approved by the Commission, conducted by a qualified testing laboratory, at a race track after the Association operating the track initially makes a written request that such procedure be conducted at its facility, whereby each horse scheduled to run shall have its blood or saliva or urine or other excretions of body fluid analyzed no more than six and no less than three hours before the race in which the horse is scheduled to run in order to determine whether such sample contains any narcotic, stimulant, depressant, local anesthetic, analgesic or drug of any description not permitted by the rules of racing or which could affect the speed of the horse in the race in which the horse was entered to race. Such test shall not be for the purpose of determining whether a horse is physically fit to race and no physical examination of the animal is contemplated by this procedure.

J. Melton Garrett  
Chairman

**RULE**  
**Department of Culture, Recreation and Tourism**  
**Office of State Parks**

Fort Macomb Marina Boat Slip Rental

SCOPE:

The Office of State Parks will rent for public use 37 covered boat slips located at Fort Macomb State Commemorative Area, Orleans Parish, Louisiana. Each boat slip is approximately 47 feet long and 18 feet wide. Utility connections including water and electricity are available at each site.

Effective immediately, any tenant occupying a slip will be given the opportunity to continue renting such slip on a month basis for a period not to exceed July 1, 1982. Procedures for reassignment of slips thereafter are stipulated herein. A rental agreement will be executed between all boat rental slip occupants



and the Office of State Parks, Department of Culture, Recreation and Tourism.

**PROCEDURES:**

Effective immediately, all requests for an assignment of boat slips will be coordinated by the Office of State Parks' Land Administrator in care of the Office of State Parks, Department of Culture, Recreation and Tourism, Drawer 1111, Baton Rouge, La. 70821-1111.

Term "Request for Rental" as herein used shall mean a written application addressed to the Office of State Parks requesting rental of a boat slip. No telephone requests will be accepted.

The "Owner" as herein defined shall mean the Office of State Parks, Department of Culture, Recreation and Tourism.

The "Tenant" as herein defined means the responsible party who is contracting with the Office of State Parks for the rental of boat slip at Fort Macomb State Commemorative Area, Orleans Parish, Louisiana.

All requests for rental must be received, dated, and stamped by the Office of State Parks no earlier than July 1 and no later than December 31 annually preceding the annual July reassignment date.

Between January 1 and May 1 annually the Office of State Parks, through the State Parks and Recreation Commission, will hold an annual drawing for assignment of boat rental slips.

The boat rental slip will become available for occupancy on July 1 annually following the drawing between January 1 and May 1.

The applicant for boat rental slips will be advised of the selection on or about May 1 annually.

A rental agreement will be executed between the tenant and owner for a period of one year beginning July 1 annually. This agreement will be submitted to the tenant for execution between May 1 and June 1.

The rental cost for each boat slip, with one boat per slip, will be \$80 per month payable on a monthly basis in advance. No multiple payments will be accepted.

The duration of the rental agreement is for a maximum of one year payable monthly in advance in the first day of the month.

If a tenant is selected by the State Parks and Recreation Commission to occupy a slip immediately following an approved rental period, he may request approval to retain the same rental space he utilized in the previous rental period.

If vacancies occur in the interim between selections, assignments will be handled on a first-come first-served basis established on the date the request for rental was received in the Office of State Parks. No telephone requests for rental will be accepted.

It will be the responsibility of the tenant to make the necessary contacts with the public utilities to arrange for connections and disconnections of services to his rental slip.

The rental agreement must be executed before the tenant takes occupancy of the slip. The rental slip is to be used solely for berthing and docking of boats and vessels.

The tenant shall maintain at all times a liability insurance coverage with limits not less than \$100,000 for bodily injuries including accidental death to any one person subject to the same limit for each person in an amount not less than \$300,000 for a single accident; and property damage in an amount not less than \$100,000. Tenant will deliver to the owner attached to rental agreement a certificate of insurance which sets forth the terms of coverage.

Only one application per applicant will be considered in the annual drawing. If more than one request for rental is received the one bearing the earliest date of receipt by the Office of State Parks will be used for the drawing purpose.

Requests received before July annually but not assigned during that assignment period will not be carried forward. Each

request for the applicable drawing period must be filed after July 1 annually and before December 31 of the same calendar year.

Kirk Carney  
Assistant Secretary

**RULE**

**Department of Culture, Recreation and Tourism  
Office of State Parks**

Poverty Point State Commemorative Area  
Dormitory Policies and Guidelines For Use

I. Purpose of Facility

The primary purpose of the dormitory is to provide living space and sleeping accommodations for professional archaeologists who are actively conducting on-site research. The dormitory can be used on a "first come first served" reservation basis by other individuals who meet the requirements as set forth in this policy statement.

II. Eligible Users

A. The dormitory is available to college students, professional archaeologists and other scientists who are studying the Poverty Point culture and/or actively conducting research which relates to or directly involves the Poverty Point State Commemorative Area.

B. Requests for use of the dormitory by individuals or groups not meeting the above criteria will be reviewed by the Office of State Parks' Assistant Secretary, or his designee, to determine merit and appropriateness. The primary determining factor for accepting such individuals or groups will be the benefit to the commemorative area and its visitors. Their presence and activities should add to the on-site interpretive and educational programs in an authentic and historically accurate manner or benefit our programs through the contribution of archaeological/historical research, reports, or artifacts.

III. Application Process

A. Requests for use of the dormitory must be made by letter addressed to the Assistant Secretary, Louisiana Office of State Parks, Drawer 1111, Baton Rouge, La., 70821.

B. Review of request and evaluation by Assistant Secretary of his designee.

C. Response to request by Assistant Secretary (in writing). If requests approved, enclose Facility Use Agreement and copy of State Parks' pamphlet entitled "Fees, Facilities and Regulations."

D. Phone calls are not acceptable in this "first come first served" application process.

IV. Facility Use Agreement

A. All parties granted permission to use the dormitory must execute a Facility Use Agreement.

B. This agreement is between the Office of State Parks and those parties using the dormitory. It stipulates the terms and pertinent regulations by which the dormitory occupants agree to abide.

C. User must execute the agreement and return it to the Assistant Secretary before occupying the dormitory.

D. Each original Facility Use Agreement will be kept on file by the Office of State Parks' central office and copies will be sent to the user and the Historic Site Manager of Poverty Point State Commemorative Area.

V. Fees

A. All user groups unless otherwise authorized by the Assistant Secretary, Office of State Parks, will be required to pay a fee for overnight use.

B. The user must deposit \$50 with the Historic Site Manager within 10 days after receiving written approval to use the dormitory. This deposit will serve to confirm the user's desire to reserve the dormitory. The deposit will be retained by the Historic Site Manager and deducted from the total rental fee.

C. After arriving at Poverty Point State Commemorative Area, the user is required to pay all rental fees to the Historic Site Manager before occupying the dormitory.

D. A minimum overnight rate of \$50 is based on 50 percent capacity of the facility (28 people). An additional fee of \$2 per person per night will be charged for each person over the 50 percent capacity.

#### VI. Occupancy Requirements

A. Registration with the Historic Site Manager is required of all boarders before occupying the dormitory. This information will include name, organization, address, and home or business phone numbers.

B. Keys to the dormitory can be obtained from the Historic Site Manager. One group leader will assume responsibility for the keys and return them to the manager before leaving.

C. Sexes will remain segregated in their specific sleeping areas, and no exceptions will be made to this regulation. The dormitory is designed to sleep a maximum of 28 men and 28 women. Two wings off the dining-kitchen area separate male and female sleeping areas.

D. Articles and facilities furnished by the Office of State Parks:

1. Laundry room including washers and dryers.
  2. Kitchen facilities including eating utensils, pots and pans, refrigerator, stove, freezer, and dishwasher.
  3. All necessary cleaning supplies.
  4. Men's and women's restrooms with showers.
  5. Sleeping facilities including beds and mattresses.
- E. Articles not furnished by the Office of State Parks.
1. Linens, blankets and pillows.
  2. Towels and all personal articles.
  3. Food.

#### VII. Housekeeping Procedures.

A. General cleanup of this facility will be the responsibility of the user. The user will follow established cleanup and housekeeping procedures distributed by the manager.

B. No modifications or repairs of any type will be done by the boarders to the dormitory building and equipment.

C. Any problems with the building or equipment should be reported to the Historic Site Manager immediately.

#### VIII. Check-out Procedure

- A. Contact manager and return keys.
- B. Report of damage or equipment failure by user.
- C. Inspection of dormitory by manager.
- D. Inventory of furnishings by manager.

#### IX. Special Conditions

A. All programs and activities conducted at Poverty Point State Commemorative Area by groups using the dormitory must be approved in writing by the Assistant Secretary or his designee.

B. The selling of any crafts or art work by groups using the dormitory must be approved in writing by the Assistant Secretary or his designee.

C. No trailer or tent camping is permitted on any property at Poverty Point State Commemorative Area.

#### X. Rules and Regulations of the Office of State Parks.

A. All boarders will adhere to all rules and regulations as stated in the State Parks' pamphlet "Fees, Facilities and Regulations."

B. The Office of State Parks reserves the right to revoke boarding privileges at any time from any individual or group not conforming to the policies of this facility.

C. The Historic Site Manager has the administrative responsibility for all matters relating to the daily operation of the dormitory building and site facilities.

Kirk Carney  
Assistant Secretary

### **RULE**

#### **Department of Culture, Recreation and Tourism Office of State Parks**

##### **Rally Camping Areas Statewide Rules, Regulations and Fees**

Rally campgrounds are those areas of a Louisiana state park delineated and reserved for use by organized groups of overnight vehicle campers. These areas differ from the normal state park campgrounds since they are available for group use and may be reserved in advance. The rules, regulations and fees governing the use of these camping areas are as follows:

A. Reservations - Rally camping areas may be obtained for group reservation through the park's reservation office on a first-come, first-served basis. A \$25 advance deposit is required to confirm reservations. Reservations must be made at the park where the facilities are to be used. Reservations between January 1 and May 31 will be accepted beginning October 1 annually. Reservations placed for this period between October 1 and October 10 will be accepted by telephone only and will be confirmed on a "first-come" basis. Reservations for this period will be accepted after October 10 annually by either telephone or writing the individual park at which accommodations are desired. Reservations between June 1 and December 31 will be accepted beginning January 1 annually. Reservations placed for this period between January 1 and January 10 will be accepted by telephone only and will be confirmed on a "first-come," basis. Reservations for this period will be accepted after January 10 annually by either telephone or writing the individual park at which accommodations are desired. Reservations will be accepted only from persons 18 years of age or older and adults must accompany all minors.

B. Fees - A lump sum of \$25 per night will be assessed to the group for the exclusive use of the area, plus an additional \$5 per unit per night will be assessed to each individual camper occupying the area.

C. Carrying Capacity - A maximum carrying capacity for improved and unimproved sites will be established by individual parks and information concerning these capacities will be available through the individual park offices.

All other conditions and regulations governing the use of these areas are contained in the Louisiana Fees, Facilities and Regulations handbook section designated Overnight Use.

Kirk Carney  
Assistant Secretary

### **RULES**

#### **Board of Elementary and Secondary Education**

Rule 3.01.51.z(1)

The Board amended Bulletin 741, Page 35, "High School Credit for College Courses" for clarification purposes.

Rule 3.01.70.u(10)(a)

The Board amended Bulletin 746, Page 83, to extend plans of professional development for educational assessment teachers from September, 1982 to September 1, 1983.  
Rule 5.01.31.c (replaces present policy in effect)

The Board approved the Instructions and Guidelines for 1981-82 transportation reimbursement program with the deletion of 7d as follows:

1981-82, Act 18, Instructions and Guidelines

#### INSTRUCTIONS

1. Read the guidelines carefully. Ascertain that the school is eligible and that you are eligible. If you have any questions, you should contact the principal of the school your child or children attends.

2. Use only one affidavit per family. Three school blocks are provided on each form.

3. Indicate the Civil Parish (not church parish or parish where the school is located) in which you are domiciled.

4. Be certain that your address is correct.

5. **RETAIN THE PINK COPY FOR YOUR RECORDS. INFORMATION ON THIS FORM IS VERY IMPORTANT WHEN REQUESTING ASSISTANCE FROM THE BUREAU OF SCHOOL TRANSPORTATION. PARENT MUST RETAIN PINK COPY OR NO INQUIRY CAN BE MADE.**

6. Failure to provide all information required will result in the affidavit being invalid for processing.

#### ELIGIBILITY REQUIREMENTS

1. Student must live more than a mile from the school of attendance. The more-than-a-mile distance is interpreted as the walking distance from the pupil's driveway or entrance to the nearest public road to the driveway, to the walking entrance of the school building. The distance shall be measured by the most direct route, and may be along road or walkways.

2. Student must use the transportation available to the school of attendance. If transportation is available and a student chooses not to use it, the parent is not eligible for the reimbursement.

3. School of attendance must be academically approved by the State Board of Elementary and Secondary Education and/or the State Department of Education.

4. School of attendance must be in compliance with the mandates of the Brumfield vs. Dodd Court Order.

5. Special education students are eligible only if they are voluntarily enrolled in a nonpublic school located outside the Civil Parish in which they reside.

6. Only students attending grades K through 12 are eligible for reimbursement.

7. The following are not eligible:

a. Pre-school or pre-kindergarten students.

b. COE, DE, Vo-Tech, reduced schedule students, and 0 period students.

c. Transfer students, having special permission but with provision that transportation not be provided.

d. Students attending school less than 70 days out of the school year.

#### AMOUNT OF REIMBURSEMENT

1. Full reimbursement for K-12 — \$125 per student not to exceed \$375 per family. Student must attend a minimum of 140 days (and/or meet the minimum attendance requirements of the State Board of Elementary and Secondary Education).

2. One half reimbursement — \$62.50. Student must attend a minimum of 70 days and not more than 139 days.

3. Kindergarten students provided transportation one-way are eligible for \$62.50 reimbursement if attendance is a minimum of 140 days and \$31.25 if attendance is between 70 and 139 days.

#### RESPONSIBILITY OF (CIVIL) PARISH SUPERINTENDENT

1. Validate the non-availability of transportation to the student. Superintendent is attesting that transportation is not available to the school of attendance.

2. Notify principals of dates and deadlines for filing affidavits.

3. Distribute adequate affidavits to each school.

4. Do not distribute affidavits to schools that are ineligible.

#### RESPONSIBILITY OF PRINCIPAL (PUBLIC AND NON-PUBLIC)

1. Complete and validate the enrollment and attendance of student or students listed on affidavit.

2. Validate that school is academically approved.

3. Validate that the school is in compliance with the mandates of the Brumfield vs. Dodd Court Order.

4. Notify parents of dates and deadlines relative to filing an affidavit.

#### RESPONSIBILITY OF PARENT

1. Obtain affidavit and complete except for number of days present. Erasures and strikeouts must be neat and legible.

2. Obtain principal's signature.

3. Leave white copy with the school.

#### DATES AND DEADLINES FOR SUBMITTING AFFIDAVITS

April 1 of each year is the opening date for filling affidavits. July 1 of each year is the closing date in the local system for accepting affidavits. Affidavits received by the local school after July 1, not bearing a postmark of July 1 or earlier will not be eligible for reimbursement. Checks should normally be received in October.

Rule 3.07.11.c (replaces present policy in effect)

The Board granted the parish and city school boards the authority to waive the age requirements for taking the General Education Development Test (GED) down to age 16.

Rule 3.01.87

The Board amended Board Policy 3.01.87 relative to the procedures used by Encyclopedia and Encyclopedia Reference Program by adding the following language:

(a) The Reference Materials Adoption Committee shall be composed of 16 members - 2 representing each Congressional District.

(b) Each Committee member shall serve for no more than two consecutive years.

Paragraph 2:

(a) Suppliers shall have the opportunity to present their materials for consideration before the Reference Materials Adoption Committee.

Rule 3.01.70u(3)(a)

The Board approved the extension of previous certification timelines for school psychology by making the following changes to Bulletin 746:

Page 81a - change mandatory date from September 1, 1981 to January 1, 1983.

Page 81c - change cut-off year for students from the 1981-82 school year to the 1982-83 school year.

James V. Soileau  
Executive Director

## RULE

### Division of Administration Property Control Section

The State Property Control Regulations have been revised as follows:

#### Section III

3.1 Those agencies which receive written permission from the Commissioner to utilize their own data processing facilities for inventory control shall coordinate through the Louisiana Information Processing Authority and complete the following conversion programs for transferring the agency master file information into the State Property Control Inventory Control system AMØ7.

4.1 All state agencies shall utilize the inventory classification code system in Section V of this manual for the coded numbers which identify each item of inventory. Those agencies currently not utilizing the State Property Control Inventory Classification Code system shall convert the items on the agency inventory master file to the classification code utilized by all other state agencies. This conversion shall be coordinated by the Louisiana Information Processing Authority between the agency and the State Property Control Section.

Dan Pickens  
Inventory Control Manager

## RULE

### Department of Health and Human Resources Board of Veterinary Medicine

The Louisiana Board of Veterinary Medicine adopted the following rule, in accordance with law and pursuant to Notice of Intent published in the February 20, 1982 issue of the *Louisiana Register*, and following public hearing and a meeting of the Board of Veterinary Medicine held on March 10, 1982:

#### EXAMINATIONS [R.S. 37:1521]

##### Subsection A

The Louisiana Board of Veterinary Medicine hereby adopts the examination prepared by the National Board of Veterinary Medical Examiners (hereafter referred to as the "National Examination"), and requires that all applicants for licensure to practice veterinary medicine in the State of Louisiana shall pass the National Examination in addition to any and all State Examinations (herein defined as such written examinations, oral interviews and/or practical demonstrations as the Board may request or require).

Notwithstanding the provisions of Subsection F of this Rule, any applicant for licensure to practice veterinary medicine in the State of Louisiana who has, for the five years immediately preceeding such application, been a licensed veterinarian in another State, District or Territory of the United States shall not be required to take or pass the National Examination, but shall be required to meet all other criteria for licensure.

##### Subsection B

A passing score on the National Examination shall be deemed to be the correct answering of 70 percent of the questions contained on the examination, less one standard deviation. The standard deviation shall be based upon the so-called "Nationwide Criterion Group", as that group is defined by Professional Examination Service or such other firm, corporation or entity as may be charged by the National Board of Veterinary Medical Examiners with the duty of formulating, administering and grading the National Exam. The standard deviation shall be computed separately for each group of examinees taking the National Examination. The definition of the nationwide criterion group as applied by

Professional Examination Service or such other person, firm or entity as may be charged by the National Board of Veterinary Medical Examiners with the formulation, administration and grading of the National Exam is hereby adopted by the Board, and the calculation of the standard deviation by Professional Examination Service or such other person, firm or entity as may be charged by the National Board of Veterinary Medical Examiners with the formulation, administration and grading of the National Exam, shall be conclusive.

##### Subsection C

A passing score on the State Examination shall be deemed to be the correct answering of at least 70 percent of the questions contained on the State Examination.

##### Subsection D

The administration of the National Examination shall be in accordance with rules, practices, policies, or procedures prescribed by the National Board of Veterinary Medical Examiners, or by the designees of the National Board of Veterinary Medical Examiners, or by any person or persons with whom the National Board of Veterinary Medical Examiners may have contracted to administer said exam. The National Exam may be administered by members of the Louisiana Board of Veterinary Medicine, or any of the agents, employees or designees of the Board.

##### Subsection E

The State Examination may be prepared, administered and graded by the members of the Louisiana Board of Veterinary Medicine, or may be prepared, administered and/or graded, in whole or in part, by any person, firm, corporation or other entity selected, requested or designated to do so by the Louisiana Board of Veterinary Medicine.

##### Subsection F

In order to receive a license to practice veterinary medicine in the State of Louisiana an applicant must pass both the National Examination and the State Examination.

##### Subsection G

A passing score on either required examination will be given effect for a period of two years. Should an applicant pass one of the required examinations but fail to pass the other required examination for a period of two years, such applicant will thereafter be required to pass both examinations, notwithstanding such applicant's previous passing of one of the required examinations.

##### Subsection H

The State Examination shall be administered on the fourth Saturday in May of each year at Baton Rouge, Louisiana, and shall continue from date to day thereafter until completed. The National Examination shall be administered at such dates, times and places as shall be required by the National Board of Veterinary Medical Examiners, or their agents, employees, or designees.

George M. Arnold  
President

## RULE

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

The Department of Health and Human Resources, Office of Family Security, effective April 1, 1982, will require all independent laboratories to bill the Medical Assistance Program their usual and customary charge which must reflect pricing preferentials and discounts allowed to physicians, hospitals and other independent laboratories. Providers will be required to certify in writing to the Medical Assistance Program that their billed amounts are in compliance with this policy.

George A. Fischer  
Secretary