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# Executive Orders

## EXECUTIVE ORDER DCT 83-1

WHEREAS, there is a public concern in the area of public health as it may be affected by the environment; and

WHEREAS, the incidence of some diseases, particularly cancer, is higher in certain areas of the State of Louisiana than the national average therefor; and

WHEREAS, it is essential for the health and welfare of the people of the State of Louisiana that there be a better understanding of environmental health problems, particularly their possible causes and possible corrective actions to prevent or lessen their incidence;

NOW, THEREFORE, I, DAVID C. TREEN, Governor of the State of Louisiana, by virtue of the authority vested in me, pursuant to the Constitution and applicable statutes of the State of Louisiana, do hereby create the Governor's Task Force on Environmental Health which shall consist of at least one or more representatives appointed by me from at least the following professions and organizations:

1. Epidemiology or the field of medical statistics generally;
2. Toxicology;
3. Oncology;
4. Industrial medicine;
5. A state or quasi-public health organization;
6. The petrochemical industry; and
7. The House of Representatives and the Senate.

The Task Force shall review major epidemiological studies and findings concerning environmental health factors, identify those issues for which further development of information is necessary, review the feasibility of baseline studies, make an estimate of time and funding needed for resolution of the issues and problems so identified, and develop a plan for an orderly resolution of the issues and problems.

The Task Force, whose chairman shall be appointed by the Governor, shall report its findings not later than December 31, 1983. Within 60 days after the Task Force has been organized, it shall report to the Governor its plan of action and any initial findings to that date.

The Task Force may draw funds set aside for research on environmental and health issues in the Environmental Emergency Response Fund as authorized by the Legislature in the First Extraordinary Session of 1983 of the Louisiana Legislature.

The members of the Task Force may draw per diem and travel expenses as authorized by law.

The Task Force may call on the resources of educational and research institutions, private industry, nonprofit organizations, or any other organizations or individuals as may be appropriate for assistance in carrying out its responsibilities. The Governor, on behalf of the Task Force, may accept grants, donations or appropriations from public or private sources, to the extent permitted by state or federal law or regulations, which will aid the Task Force in the fulfillment of its responsibilities. The appropriate departments of the State of Louisiana are hereby directed to provide the necessary technical and other assistance required by the Task Force to carry out its responsibilities. The Task Force may make recommendations to the Governor regarding the need for additional technical staff to assist the Task Force in the completion of its work, and the Governor, on the basis of these recommendations, may authorize the Task Force to hire technical staff or obtain such assistance on a contractual basis.

The Task Force shall be organized under the Office of the Governor and shall terminate on April 30, 1984, unless otherwise extended by the Governor.

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 31st day of January, A.D., 1983.

David C. Treen  
Governor of Louisiana

## EXECUTIVE ORDER DCT 83-2

WHEREAS, the Executive Mansion of the State of Louisiana belongs to all of the people of the state and is a symbol of the hospitality of our people and of the cultural heritage of our state; and

WHEREAS, the Executive Mansion was constructed in 1963 as a home for the Governor of Louisiana and as a place in which visitors might be welcomed in an environment representative of the graciousness and gentility of all of Louisiana's people; and

WHEREAS, the Executive Mansion is visited each year by thousands of visitors from all parts of Louisiana, this nation and the world and is one of the most popular tourist destinations in the State of Louisiana; and

WHEREAS, a visit to Louisiana's Executive Mansion should provide guests in the state an insight into the rich and varied cultural heritage that is ours in Louisiana; and

WHEREAS, it is important that this symbolic facility be maintained in such a manner that Louisianians may visit and enjoy it with pride and that visitors may come to a better understanding of the history and culture of Louisiana by viewing examples of Louisiana's arts and crafts and by experiencing the environment of true hospitality and graciousness which is Louisiana;

NOW, THEREFORE, I, DAVID C. TREEN, Governor of the State of Louisiana, by virtue of the authority vested in me by the Constitution and applicable statutes of the State of Louisiana, do hereby create the Friends of the Mansion Commission within the Office of the Governor.

The Commission shall have the following powers, duties, functions and responsibilities:

1. To promote a greater understanding and awareness of the importance and significance of the Executive Mansion and to enhance the appearance, contents and surroundings of the mansion so that it will better serve as a symbol and actual representation of the history and cultural heritage of the state.

2. To encourage, approve or accept contributions, bequests, gifts or loans of furniture, works of art, crafts, memorabilia, objects of historical significance and other personal property in order to carry out the purposes of the Commission and its duties and responsibilities.

3. To acquire or provide for accession of appropriate furnishings, books, works of art, crafts, historical objects and similar items for the Executive Mansion through gifts, purchases or otherwise, from public or private sources, in order to carry out the purposes of the Commission, all in accordance with applicable laws.

4. To exchange or sell such items as provided in paragraph three above acquired by the Commission subsequent to the effective date of this Executive Order through gifts, purchase or otherwise from public or private sources, all in accordance with applicable laws.

5. To make recommendations to appropriate public entities for the purchase of any furnishings or other property or for the deaccession, exchange, sale or replacement of any inventory of the Executive Mansion existing as of the date of this Executive Order.

6. To administer all funds made available to the Commission from public and private sources and to disburse such funds in accordance with the purposes of the Commission and with provisions of applicable laws.

7. To guide research for and publication of appropriate materials concerning the Executive Mansion and its contents and the history and significance thereof and to coordinate and guide such activity of other state and local agencies.

8. To keep a complete inventory of all furnishings, objects of art or of historical value, crafts and of all other gifts or articles received, purchased or acquired by the Commission, together with their history, significance and value, and a similar list of all such items sold, exchanged or otherwise disposed of by the Commission.

All departments, commissions, boards, agencies and officers of the state or of any political subdivision thereof are authorized and directed to cooperate with the Commission in implementing the provisions of this Executive Order.

Members of the Commission shall be appointed by the Governor in such number as the Governor shall determine and shall serve at the pleasure of the Governor.

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 2nd day of February, A.D., 1983.

David C. Treen  
Governor of Louisiana

# Policy and Procedure Memorandum

## POLICY AND PROCEDURE MEMORANDUM

Office of the Governor  
Division of Administration  
Policy and Procedure Memorandum  
No. 51 (Revised 3/20/83)

SUBJECT: Contractual Agreements for Maintenance, Rental and Leases of Office Equipment and Custodial Services

TO: Heads of All State Agencies, Boards, and Commissions (Budget and Non-Budget Units)

EFFECTIVE DATE: February 20, 1983

AUTHORIZATION: Title 39, Section 1561: Authority and duties of the Commissioner of Administration

This Policy and Procedure Memorandum rescinds Policy and Procedure Memorandum No. 51 and Policy and Procedure Memorandum 51 (Revised 6/1/73).

Except as otherwise provided in this Chapter, the Commissioner of Administration, hereinafter referred to as "the Commissioner" shall have the authority and responsibility to promulgate regulations, consistent with this Chapter, governing the procure-

ment, management, and control of any and all supplies, services, and major repairs required to be procured by the State. The Commissioner shall consider and decide matters of policy within the provisions of this Chapter including those referred to him by the Director of State Purchasing. The Commissioner shall have the power to audit and review the implementations of the procurement regulations and requirements of this Chapter.

Therefore, pursuant to the above authority, in order to discharge my duty and responsibility as directed by the above quoted section of the State Statutes, it is hereby ordered that all State of Louisiana agencies shall abide by the following Rules and Regulations except where specific authority has been delegated in writing by the Commissioner of Administration.

### I. Purpose and Scope:

1.1 The policies and procedures contained herein shall apply to all agencies of the State Government as required by the Louisiana Procurement Code, R.S. 39:1551 et seq, the Executive Order of the Governor, No. 82-13, and the official Rules and Regulations of the Purchasing Section, Division of Administration as contained in the State Purchasing Manual.

### II. Definition of "Contractual Services":

2.1 Contractual Services include all contracts, inter-agency agreements, or other documents for the maintenance and service of equipment, buildings or any other facilities and the lease and rental of equipment of any State agency under the jurisdiction of the Division of Administration, as noted in paragraph 1.1.

2.2 The following is a listing of contracts referred to in this memorandum, any other type of contract needs prior approval from the Director of State Purchasing.

It is emphasized that this directive applies to CONTRACTUAL SERVICE FOR MAINTENANCE AND CONTRACTUAL AGREEMENTS FOR LEASES AND RENTALS OF EQUIPMENT. Listed below are some commodities that fall into this category:

1. Janitorial services
2. Garbage disposal services
3. Water treatment services
4. Office machine maintenance
5. Thermostatic and temperature control
6. Laundry services
7. Pest control services
8. Office equipment
9. Communication equipment
10. Heavy equipment
11. Concession leases
12. Vending

13. Any other category with prior approval of the Director of State Purchasing

### III. Procedures:

3.1 In accordance with R.S. 39:1566 All agencies of the State Government are hereby delegated the authority to purchase all contractual services as defined above in accordance with Executive Order 82-13 and Purchasing Rules and Regulations.

3.2 Agencies are authorized to prepay preventive maintenance contracts on equipment only when a brand name statewide contract exists that provides for at least a ten percent savings over paying on a monthly basis, or a competitive bid is requested that provides for preventive maintenance on a monthly basis and on a prepaid basis. A savings of ten percent or more is required to award on a prepaid basis.

3.3 A sample checklist is attached for use on each contract.

3.4 One complete copy of each file shall be forwarded to the Purchasing Section of the Division of Administration upon completion. These files will consist of:

Copy of Purchase Requisition; Complete Agency Purchase

Order; BA-22 RL for Leases or Rental of Equipment; Copy of all bids received; Proof of advertisement (In accordance with Executive Order 82-13); Tabulation of bids received; Copy of the list of Vendors solicited.

Please note no Purchase Order is to be released until approval has been granted by the director of State Purchasing.

Approved copies of the Purchase Order will be returned to you: one copy of the Purchase Order and the remainder of the file will remain on file in the Division of Administration. Agencies are authorized to handle at agency level, without forwarding to Central Purchasing, those files within their delegated purchasing authority.

Any questions concerning this matter should be directed to the Purchasing Section of the Division of Administration.

E. L. Henry  
Commissioner of Administration

# Emergency Rules

## DECLARATION OF EMERGENCY

### Department of Agriculture Horticulture Commission

In accordance with the emergency provisions of the Administrative Procedure Act (LSA 49:953 B), notice is hereby given that the Department of Agriculture, Horticulture Commission, has determined that the provisions of Rule 9.5 (B) (1) of its Rules and Regulations have created an economic hardship on certain persons presently engaged in practice as arborists and/or persons desirous of entering into such practice, in that the said Rule imposes upon such persons a requirement for expensive and unnecessary insurance coverages. The high cost of certain medical payment coverage required in Rule 9.5 (B) (1), as previously written, has resulted in a reduction in the number of persons qualified for licensure as arborists at the beginning of the season when competent arborists are needed by citizens throughout the state.

Therefore, in order to remove the economic burden imposed upon certain licensed arborists and persons otherwise qualified for licensure as arborists, the Horticulture Commission has adopted the following amendment to its Rule 9.5 (B) (1), in which certain previous insurance coverage requirements have been deleted, on an emergency basis:

9.5 (B) (1) A certificate of insurance, written by an insurance company authorized to do business in Louisiana, covering the public liability of the applicant for personal injuries and property damages, providing for not less than \$25,000 per person for personal injuries and not less than \$50,000 for property damages, both limits applicable to each separate accident, provided that the Commission may waive the requirement for the stated insurance coverages for any licensed arborist who does not physically work on trees or accept responsibility for work on trees but only provides consultation with respect to work on trees. The certificate of insurance must provide for 30 days' written notice to the Commission prior to cancellation.

At its next regular meeting, the Horticulture Commission will call a public hearing to consider the adoption of the above Emergency Rule on a permanent basis.

Bob Odom  
Commissioner

## DECLARATION OF EMERGENCY

### Department of Agriculture Structural Pest Control Commission

Notice is hereby given that the passage of Act 35 of the First Extraordinary Session of 1983 has created an emergency affecting the welfare of certain persons subject to regulation under R. S. 40:1261, et seq., in that the provisions of said Act conflict with regulations dealing with the same subject matter which were previously promulgated by the Structural Pest Control Commission. Therefore, in order to avoid confusion among the regulated community, the Structural Pest Control Commission has adopted the following revisions of its Rules and Regulations on an emergency basis:

Rule 3.4, relative to fees for place of business permits, was amended to read as follows:

3.4— The fee for issuance of a permit for operation shall be \$100 for firms which employ two or less employees and \$150 for firms which employ three or more employees.

Rule 3.5, relative to fees for renewal of such permits, was amended to read as follows:

3.5— The fee for renewal of a permit for operation shall be \$100 for firms which employ two or less employees and \$150 for firms which employ three or more employees.

Rule 5.3, relative to examination fees, was amended to read as follows:

5.3— Each applicant for examination shall pay a fee of \$50 at the time of submission of the application, which fee shall be non-refundable.

Rule 8.0, entitled "Contracts for Termite Control Work", was amended by adding thereto a new Rule 8.6 reading as follows:

8.6— No fee shall be due to the Commission for the first 10 termite control contracts performed in each fiscal year by a structural pest control operator. The operator must, however, report the performance of the first 10 contracts for termite control work in the report required under Rule 8.4 above. The fee established in R. S. 40:1272 is applicable to the eleventh and all subsequent contracts for termite control work in each fiscal year.

At its next quarterly meeting, during the month of April, 1983, the Structural Pest Control Commission will call a public hearing to consider the adoption of the above Emergency Rules on a permanent basis.

Bob Odom  
Commissioner

## DECLARATION OF EMERGENCY

### Department of Wildlife and Fisheries Wildlife and Fisheries Commission

The Wildlife and Fisheries Commission has exercised the emergency provisions of the Administrative Procedure Act R.S. 49:953B at its meeting of October 26, 1982, and adopted by

resolution the following Emergency Rule:

WHEREAS, due to the exceptional weather conditions which existed throughout the State of Louisiana during the months of December, 1982 and January, 1983, and

WHEREAS, this climatic condition caused extensive flooding and extreme high water throughout all of the State of Louisiana's natural watershed system, and

WHEREAS, fur bearing populations are managed on an annual basis through trapping programs, and

WHEREAS, the unusual climatic conditions prohibited and delayed many trapping programs, and

WHEREAS, fur technicians of the Department of Wildlife and Fisheries have determined that excessive annual populations presently exist in several coastal ecosystems which would result in environmental damage to habitat conditions,

NOW, THEREFORE, BE IT RESOLVED, that the Louisiana Wildlife and Fisheries Commission does hereby extend the trapping season in the North Zone through February 28, and

BE IT FURTHER RESOLVED, that the trapping season in the following described portion of the South Zone shall be extended through March 15,

Cameron Parish:

The area south of Little Chenier Highway east to the Mermentau River. South and west along the Mermentau River to the Creole Canal. North on the Creole Canal to Highway 27. North on Highway 27 to its junction with the Little Chenier Highway.

Terrebonne Parish:

The northern boundary line will begin at North Point on the west end of Point Au Fer Island and extend east and northeast along the shoreline of Atchafalaya Bay to the mouth of Creole Bayou. Then east along Creole Bayou and southward and eastward to the end of Bayou De Log and then eastward to the north end of Carrion Crow Lake. Then east and south along the bank of Carrion Crow Lake to Carrion Crow Bayou and then east on Carrion Crow Bayou to the Voss Canal. Then south on the Voss Canal to the junction with the Mauvais Bois Ridge and east along this ridge to the junction with Liners (Peoples) Canal. Down Liners (Peoples) Canal to Lake Decade. Then east along the north bank of Lake Decade to the Falgout Canal and eastward along the Falgout Canal to the Houma Navigation Canal. Then south of the Houma Navigation Canal to Terrebonne Bay.

Jesse J. Guidry  
Secretary

# Rules

## RULE

### Department of State Civil Service Commission on Ethics for Public Employees

3.7 If during the course of a public hearing a tie vote of the Commission is reached, or in the event of an inability of a majority of the Commission's membership to reach a concurring decision, other members who were unable to participate in the entire public hearing due to the personal illness or disability or who were appointed after the commencement of said public hearing may participate in the Commission's decision after review of the transcript of the proceedings and review of the exhibits and physical evidence.

R. Gray Sexton  
Executive 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 Regulation 545.24-3, which was published on page 36610, Volume 47, Number 163, of the *Federal Register* dated August 23, 1982.

Notwithstanding limitations imposed by Chapter 9, Title 6, Louisiana Revised Statutes, state chartered savings and loan associations, subject to regulation of the U.S. Treasury Department, are hereby authorized to serve as depositories for Federal taxes, as Treasury tax and loan depositories, as depositories of public money and fiscal agents of the Government, or any other instrumentality thereof when designated for that purpose by such instrumentality and satisfy any requirement in connection therewith, including maintaining the following accounts:

a. Tax and Loan Account. An account, the balance of which is subject to the right of immediate withdrawal, established for receipt of payments of Federal taxes and certain United States obligations; such accounts are not savings accounts or savings deposits.

b. Note Account. A note, subject to the right of immediate call, evidencing funds held by depositories electing the note option under applicable U.S. Treasury Department regulations. Note accounts are not savings accounts or savings deposits.

c. United States Treasury General Account. An account maintained in the name of the United States Treasury the balance of which is subject to the right of immediate withdrawal, except in the case of the closure of the association, and in which a zero balance may be maintained. Such accounts are not savings accounts or savings deposits.

d. United States Treasury Time Deposit-Open Account. A non-interest-bearing account maintained in the name of the United States Treasury which may not be withdrawn prior to the expiration of 30 days' written notice from the United States Treasury, or such other period of notice as the Treasury may require. Such accounts are not savings accounts or savings deposits.

Hunter O. Wagner, Jr.  
Commissioner

## RULE

### Department of Commerce Office of Financial Institutions

The Commissioner of Financial Institutions, in exercise of his power specifically enumerated in R.S. 6:902 B, 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 federally chartered associations by Federal Savings and Loan Insurance Corporation Regulations 563.17-3, 563.17-4 and 563.17-5.

## RULE

An association may engage in forward commitments, futures transactions and financial option transactions pursuant to the following provisions:

## I. FORWARD COMMITMENTS

### A. Definitions

1. **Forward Commitment.** An oral or written contract to buy securities 30 or more days after the contract date; such a commitment is a standby commitment if delivery is optional with the seller and a firm commitment if both buyer and seller are obligated to perform on the agreed date.

2. **Securities.** Assets in which the association is authorized to invest (except financial futures or financial options contracts entered into pursuant to the provisions of Section II and III of this Rule.)

3. **Commitment Fee.** Any consideration received directly or indirectly by an association for a forward commitment.

### B. Authorized Personnel

The minutes of the board of directors of the association shall set out the names, duties, responsibilities, and current limits of authority, of the association's personnel authorized to engage in forward commitment transactions for the association; the brokerage firms through which authorized personnel may conduct forward activity; and the dollar limit on transactions with each such firm.

### C. Limitations

1. **General -** An association may make forward commitments to purchase securities, subject to the limits in C.2 below, if that activity is conducted in a safe and sound manner. An example of an unsafe and unsound practice which may preclude further investment under this section is an inability to fund commitments when due. No association may sell a forward commitment or security under agreement to purchase another forward commitment or security at a price other than actual market value.

2. **Percent of assets -** An association's outstanding forward commitments to purchase securities plus short put options entered into may not exceed an amount equal to 5 percent of its assets if net worth is 3 percent or less of assets, 10 percent of its assets if net worth is over 3 percent but less than 5 percent of assets, or 15 percent of its assets if net worth is 5 percent or more of assets.

### D. Disposal before Settlement

All profit or loss related to disposal or modification of a forward commitment before settlement shall be recognized on the association's books at the time of disposal or modification.

### E. Recordkeeping Requirements

An association engaging in forward commitments shall establish and maintain the following:

1. A current register of all outstanding forward commitments, including the type (firm or standby), commitment date, amount, rate, price to be paid at settlement, market price at date of commitment, settlement date, commitment fees received, date and manner of disposal, sales price and market value at disposal if disposition is made on or prior to settlement date other than through funding, and seller's identity and confirmation; and

2. Documentation of the association's ability to fund all outstanding forward commitments when due.

### F. Commitment fees Received

A fee received for a forward commitment shall be recorded according to generally accepted accounting principles for loan commitment fees. If the commitment period is 30 days or less, a fee shall be deferred over at least ten years.

## II. FUTURE TRANSACTIONS

### A. Definition

As used in this section, the following definitions apply unless the context otherwise requires:

1. **Financial futures contract.** A transferable agreement to make or take delivery of a standardized amount of a financial instrument, of standardized minimum quality grade, during a month specified in the agreement, under terms and conditions established by an exchange designated and regulated by the

Commodity Futures Trading Commission.

2. **Financial futures transaction.** Purchase or sale of a financial futures contract.

3. **Long position.** The holding of a financial futures contract to take delivery of a financial instrument.

4. **Mortgage-related securities.** Securities based on and backed by mortgages, including mortgage-backed securities guaranteed by the Government National Mortgage Association ("GNMAs"), Mortgage Participation Certificated of the Federal Home Loan Mortgage Corporation, and similar obligations issued by the association or in which the institution is authorized to invest.

5. **Offset.** To cancel an obligation to make or take delivery of securities under a financial futures contract. A futures contract to purchase a financial instrument is offset by a futures contract to sell a financial instrument of the same type for the same type for the same delivery month. A futures contract to sell a financial instrument is offset by a futures contract to purchase a financial instrument of the same type for the same delivery month.

6. **Short position.** The holding of a financial futures contract to make delivery of securities.

### B. Permitted Transactions

To the extent that it has legal power to do so, an association may engage in financial futures transactions to reduce its net interest-rate risk exposure as provided in this paragraph B. For purposes of this section, net interest-rate risk exposure is the volatility in an institution's earnings that can arise from the mismatching of the effective maturities of assets and liabilities. An association may enter into short positions that are appropriate for reducing its net interest-rate risk exposure. An association may enter into long positions, other than those that offset short positions, only under the following conditions:

1. The futures position must be matched against a firm forward commitment to sell mortgages not yet originated or to issue mortgage-related securities to be based on mortgages not yet originated. For purposes of this paragraph B, a firm forward commitment is a written commitment obligating the seller to make delivery, and the buyer to take delivery, of mortgage loans not yet originated or mortgage-related securities to be based on mortgages not yet originated, at a price and on or before a date specified in the commitment; and

2. The futures position may be entered into and maintained only to the extent that the institution's firm forward commitments exceed 10 percent of long-term assets with fixed interest rates. For purposes of this section, long-term assets are those having remaining terms to maturity in excess of five years.

### C. Authorized Contracts

An association may engage in financial futures transaction using any financial futures contracts designated by the Commodity Futures Trading Commission and based upon a financial instrument that the institution has authority to invest in or to issue.

### D. Board of Director's Authorization.

Prior to engaging in financial futures transactions, an association's board of directors must authorize such activity. In authorizing futures trading, the board of directors shall consider any plan to engage in financial futures transactions, shall endorse specific written policies, and shall require the establishment of internal control procedures. Policy objectives must be specific enough to outline permissible contract strategies, taking into account price and yield correlations between assets or liabilities and the financial futures contracts with which they are matched; the relationship of the strategies to the institution's operations; and how such strategies reduce the institution's net interest-rate risk exposure. Internal control procedures shall include, at a minimum, periodic reports to management, segregation of duties and internal review procedures. In addition, the minutes of the meeting of the board of directors shall set forth limits applicable to futures transactions,

identify personnel authorized to engage in futures transactions, and set forth the duties, responsibilities and limits of authority of such personnel. The board of directors shall review the position limit, all outstanding contract positions, and the unrealized gains or losses on those positions at each regular meeting of the board.

E. Notification.

An Association engaging in financial futures transactions shall report its gross outstanding long and short financial futures positions on the Federal Home Loan Bank Monthly Report.

F. Recordkeeping Requirements.

An association engaging in financial futures transactions shall maintain records of such transactions sufficient to document how the transactions reduce the net interest-rate risk exposure of the institution in accordance with the following requirements:

1. Contract register. The association shall maintain a contract register adequate to identify and control all financial futures contracts and including, at a minimum, the type and amount of each contract, the maturity date of each contract, the cost of each contract, the dollar amount and description of the asset or liability with which the futures contract is matched, and the date and manner in which a contract is closed out. Such register shall be prepared in a manner sufficient to indicate at any time the institution's total outstanding long and short financial futures positions.

2. Other documentation. The association shall maintain, as part of the documentation of its futures strategy, a schedule of the assets and liabilities for which net interest-rate risk exposure is being reduced and the purpose of each contract entered into.

3. Maintenance of records. The records designated in this paragraph F. shall be maintained for all futures transactions closed-out during the preceding two years.

G. Accounting.

1. Purchase or sale. Upon the initial purchase or sale of a financial futures contract, a memorandum entry of the information specified in subparagraph F.1 of this section shall be made and appropriate margin accounts shall be established.

2. Gains and losses. Gains and losses on futures contracts shall be accounted for as follows:

(a) Gains and losses on futures contracts that are matched with assets or liabilities to be carried at cost shall be deferred and included in measurement of the dollar basis of the asset acquired or the liability incurred and amortized over the estimated life of the asset or liability as an adjustment to interest income or interest expense.

(b) Gains and losses on futures contracts that are matched with existing assets or liabilities carried at cost shall be deferred and included in measurement of the dollar basis of the asset or liability and amortized over the estimated remaining life of the asset or liability as an adjustment to interest income or interest expense. If the asset or liability is sold or otherwise disposed of, the unamortized gain or loss shall be recognized in income.

(c) Gains and losses on futures contracts that are matched with existing asset positions carried at the lower of cost or market shall be deferred and recognized in determining the lower of cost or market adjustment of the corresponding asset at the end of each reporting period, or upon sale or disposition of the corresponding asset.

### III. FINANCIAL OPTION TRANSACTIONS

A. Definitions.

As used in this section, the following definitions apply unless the context otherwise requires:

1. Call. An option which gives the holder the right to purchase a financial instrument at a price and on or before the expiration date specified in the option contract.

2. Deliverable instrument. A financial instrument whose terms satisfy the requirements for fulfilling delivery obligations of an option.

3. Effective exercise price. The yield equivalent price of an instrument whose coupon rate differs from the standard instrument specified in the option.

4. Financial options contract. An agreement to make or take delivery of a standardized financial instrument upon demand by the holder of the contract at any time prior to the expiration date specified in the agreement, under terms and conditions established by an exchange designated or regulated by the Commodity Futures Trading Commission or the Securities Exchange Commission.

5. Financial options transactions. Purchase or sale of a financial options contract.

6. Immediate exercise value. The market value gained by exercising an option with the lowest cost deliverable instrument at its effective exercise price compared to purchasing (or selling) an identical instrument with the same coupon rate in the cash market.

7. Long position. The holding of a financial options contract with the option to make or take delivery of a financial instrument.

8. Option commitment fee. The option premium minus the immediate exercise value of the option.

9. Option premium. The price paid or received for establishing an option position.

10. Put. An option which gives the holder the right to sell an financial instrument at a price and on or before the expiration date specified in the financial options contract.

11. Short position. A commitment through a financial options contract to stand ready during the term of the contract to make or take delivery of a financial instrument.

B. Permitted Transactions.

To the extent that it has legal power to do so, an association may engage in financial option transactions as provided in this paragraph B.

1. Long positions. An insured institution may enter into long positions without numerical limit.

2. Short positions. An insured institution may enter into short call positions without numerical limit. An institution may enter into short put options to the extent that the aggregate amount of its short put options and forward commitments to purchase securities does not exceed an amount equal to 5 percent of its assets if net worth is 3 percent or less of assets, 10 percent of assets if net worth is over 3 percent but less than 5 percent of assets, or 15 percent of its assets if net worth is 5 percent or more of assets.

C. Authorized Contracts.

An insured institution may engage in financial options transactions using any financial options contracts designated by the Commodity Futures Trading Commission or approved by the Securities and Exchange Commission and based upon a financial instrument that the institution has authority to invest in or to issue, or based upon a financial futures contract.

D. Board of director's authorization.

Prior to engaging in financial options transactions, an institution's board of directors must authorize such activity. In authorizing options, the board of directors shall consider any plan to engage in writing or purchasing financial options contracts, shall endorse specific written policies, and shall require the establishment of internal control procedures. For options positions that will be matched with cash or forward market positions, policy objectives must be specific enough to outline permissible options contract strategies, taking into account price and yield correlations between assets or liabilities and the financial options contracts; the relationship of the strategies to the institution's operations; the rationale for the ratio of the value of options positions to the value of the matched cash market positions; and how the options strategy reduces the institution's interest-rate risk exposure. For unmatched option positions, policy objectives must specify the



relationship of the strategy to the institution's operations. Prudent business judgment shall be exercised by participating institutions engaging in financial options transactions in order to maintain a safe and sound financial position. Internal control procedures shall include, at a minimum, periodic reports to management, segregation of duties and internal review procedures. In addition, the minutes of the meeting of the board of directors shall set forth limits applicable to financial options transactions, identify personnel authorized to engage in financial options transactions, and set forth the duties, responsibilities and limits of authority of such personnel. The board of directors shall review the position limit, all outstanding options contract positions, and the unrealized gains or losses on those positions at each regular meeting of the board.

E. Notification and reporting.

The association shall report its outstanding positions together with the total unrealized gain or loss from such positions on the Federal Home Loan Bank Board Monthly Report.

F. Recordkeeping requirements.

An association engaging in financial options transactions shall maintain records of such transactions in accordance with the following requirements:

1. Contract register. The association shall maintain a contract register adequate to identify and control all financial options contracts and sufficient to indicate at any time the amounts of financial options contracts required to be reported on its monthly report. At a minimum, the register shall list the type, amount, expiration date and the cost of or income from each contract.

2. Other documentation. The association shall maintain as part of documentation of its financial options strategy a schedule of any cash market or forward commitment position with which the option is matched and the purpose of each contract.

3. Maintenance of records. The records designated in this paragraph F. shall be maintained for all financial options closed out during the preceding two years.

G. Accounting

(1) Purchase or sale. Upon initial purchase or sale of a financial options contract, a memorandum entry of the informa-

tion specified in subparagraph 1. of paragraph F. of this section shall be made and appropriate margin accounts shall be established.

(2) Option commitment fee. The option commitment fee paid or received shall be amortized to income or expense over the term of the option, except as provided in subparagraph 3 of this paragraph G of this section.

(3) Option contracts.

a. Gains or losses on options contracts that are matched with assets or liabilities carried at the lower of cost or market value or carried at market value shall be considered in determining the market value of the asset or liability.

b. Options positions that are matched with assets or liabilities carried at cost or to be carried at cost shall be accounted for as follows:

(i) If a commitment fee will be or has been received with respect to the matched asset, the option commitment fee shall be treated as an adjustment of such fee. The adjusted commitment fee shall then be treated as a fee paid or received in connection with the matched asset;

(ii) If a commitment fee has not been received with respect to a matched asset the option commitment fee shall be amortized to income or expense over the commitment period by the straight-line method;

(iii) Any resulting gain or loss from an option position shall be treated as a discount or premium on the matched asset or liability;

(iv) In the event that the cash market or forward commitment position with which an option is matched is sold or will not occur, the option shall be market-to-market.

c. The immediate exercise value of short puts and other unmatched option positions shall be carried at their current market value.

Hunter O. Wagner, Jr.  
Commissioner

## RULE

### Department of Commerce Office of Financial Institutions

Under the authority granted by R.S. 6:237-B, the Commissioner of Financial Institutions has adopted the attached amendment to the Rule previously published in Volume 6, Number 8 of the *Louisiana Register*, dated August 20, 1980. The purpose of this amendment to the Rule is to change the form and content of the personal financial statement required of the proposed directorate, proponents and officers.

## SUMMARY

This amendment is to give the Office of Financial Institutions additional and better information to enable us to properly analyze the proposed directorate, proponents and officers of a proposed new State-chartered bank.



STATE OF LOUISIANA  
**OFFICE OF FINANCIAL INSTITUTIONS**  
 P. O. BOX 44095 — CAPITOL STATION  
 BATON ROUGE, LOUISIANA 70804  
**Financial Statement**



I, \_\_\_\_\_ Name \_\_\_\_\_ Address \_\_\_\_\_

submit herewith the following information and a correct and complete statement of my financial condition as of \_\_\_\_\_ Date \_\_\_\_\_

to the Office of Financial Institutions for its confidential use as a part of the Application of the \_\_\_\_\_

Name and address of Applicant Bank

for the organization of a State-chartered Bank in accordance with the provisions of Louisiana Laws relating to Banks and Banking:

**Section I**

An answer to each item is required. If the answer is "No," "None" or "Not applicable", so state. If an item of information called for is unknown, so state. If space provided on this form is inadequate, attach a separate schedule. All such schedules should be signed and dated.

ASSETS		LIABILITIES	
1) Cash on hand and in banks	\$	9) Accounts payable	
2) Notes, loans, and other accounts receivable considered good and collectible		10) Notes payable to banks — from Schedule D	
3) Merchandise and inventory at lower of cost or market value		11) Notes payable to others — from Schedule E	
4) Real estate — from Schedule A		12) Real estate mortgages — from Schedule F	
5) Machinery and equipment — at cost less depreciation		13) Interest and taxes due and unpaid — from Schedule G	
6) Marketable securities — from Schedule B		14) Other debts and liabilities — from Schedule H	
7) Life insurance (face amount \$ _____) cash surrender value		TOTAL LIABILITIES	
8) Other assets — from Schedule C		15) NET WORTH	
TOTAL ASSETS	\$	TOTAL LIABILITIES AND NET WORTH	\$

NOTE: Notes, accounts receivable, mortgages and other assets considered doubtful, and not included in above financial statement have an estimated value of \$ \_\_\_\_\_.

**CONTINGENT LIABILITIES (If none, so state)**

In addition to the debts and liabilities listed above, have you endorsed, guaranteed, or become otherwise indirectly or contingently liable for the debts of others?  Yes  No If "yes" give details in the following schedule.

Name and address of Debtor or Obligor	Name and address of Creditor or Obligee	Description of Collateral	Value of Collateral	Date Obligation		Current Amount
				Incurred	Due	
			\$			\$
					TOTAL	\$

**STATEMENT OF INCOME**

If more than six months  
 19 \_\_\_\_\_ 19 \_\_\_\_\_ 19 \_\_\_\_\_ CURRENT YEAR

Salaries, wages, and commissions from employment				
Income from dividends and interest				
Net income from rents, royalties and investments				
Other income				
TOTAL INCOME				
Expenses				
NET INCOME				

(If spaces provided are insufficient, please attach signed supporting schedules.)

**SUPPORTING SCHEDULES**

Schedules set forth on this page must agree in total with the appropriate item contained in the Financial Statement on Page 1 of this report. Note: Please attach a current balance sheet and statement of income relative to any investment, the value of which is not readily ascertainable (such as closely held corporations, partnership interests, etc.) when the investment exceeds 10% of total assets.

**Schedule A — Real Estate Owned**

Description and Location	Title in Whose Name	Date Acquire	Cost	Insurance	Current Value
					\$
carried forward to item 4, page 1					TOTAL \$

**Schedule B — Marketable Securities**

Description	Amount	Description	Amount
	\$		\$
carried forward to item 6, page 1		TOTAL \$	

**Schedule C — Other Assets**

Description and Basis for Valuation	Value
	\$
carried forward to item 8, page 1	TOTAL \$

**Schedule D — Notes Payable to Banks**

Name of Creditor	Security	Date Due	Amount
			\$
carried forward to item 10, page 1			TOTAL \$

**Schedule E — Notes Payable to Others**

Name of Creditor	Security	Date Due	Amount
			\$
carried forward to item 11, page 1	TOTAL		\$

**Schedule F — Real Estate Mortgages Payable**

Name of Creditor	Location of Property	Date Due	Amount
			\$
carried forward to item 12, page 1			TOTAL \$

**Schedule G — Interest and Taxes Due and Unpaid**

Description	Payable To	Date Due	Amount
			\$
carried forward to item 13, page 1	TOTAL		\$

**Schedule H — Other Debts and Liabilities**

Description	Date Due	Amount
		\$
carried forward to item 14, page 1	TOTAL	\$

**Employment Record**  
(Include present and all past employment)

From	Date	To	Name, Location and Type of Business	Position Held and Nature of Duties

**Business Affiliations**

List all firms, companies, corporations, or other business organizations of which you are at present a director, officer, employee, partner, or owner.

Name and Location	Type of Business	Position Held

Stock of this bank owned or subscribed for:

Number of Shares \_\_\_\_\_ Par Value \$ \_\_\_\_\_ Total Cost \$ \_\_\_\_\_

Method of Payment \_\_\_\_\_

Is a loan to be made to purchase this stock?  Yes  No. If "yes" give details in the following schedule.

Name of Lender	Date	Interest Rate	Amount	Security	Repayment Terms

**PRIVACY ACT STATEMENT**

The information requested in this form, including your Social Security Number, is necessary to assist the OFI in processing certain applications and notices. The information will be used to make a legally required evaluation of your general character and financial condition as a part of the bank's management. It may be shared with the Federal agency responsible for supervising the bank. Some of the information, including your Social Security Number, may be provided to law enforcement or other governmental agencies for identity verification purposes. Should the information indicate a violation of law, this form may be referred to any agency responsible for investigating or prosecuting such a violation. In addition, in the event of litigation, the form may be presented to the appropriate court as evidence and to counsel in the course of discovery. While submission of the information is voluntary, an omission or inaccuracy may result either in a delay in processing the publication or notice, or in a denial or disapproval of the application or notice.

**CERTIFICATE**

I hereby certify that the foregoing information and statement of financial condition is true and correct to the best of my knowledge and belief and that said information and statement of financial condition are submitted voluntarily by me to the Office of Financial Institutions as essential data to be considered by them in connection with the Application of the \_\_\_\_\_

Name and address of Applicant Bank

to become an insured bank under the provisions of the Federal Deposit Insurance Act.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature in full

**INFORMATION FOR SIGNER**

1. This form is for the use of Directors and Officers of bank making application for a State charter. Each individual Director and Officer is to submit a Financial Statement on this form in connection with said application, and is solely responsible for its contents.
2. Directors and Officers of Applicant Bank are asked to prepare Financial Statements on this form for the benefit of the Office of Financial Institutions in determining with respect to the applicant bank, the "general character of its management" in accordance with the provisions of the State Banking Laws.

<b>BIOGRAPHICAL INFORMATION</b> Section II	Date of Birth
	Place of Birth
	Citizenship

Residence Address	Length of Residence in Community
-------------------	----------------------------------

Social Security No. or assigned Internal Revenue Identification Number	Trade names and/or other names used in place of given name
--	--

List principal civic, professional, social, or other organizations in which you have membership

Resume of Education

Have you ever been adjudged a bankrupt or had to work out a compromise with your creditors?  Yes  No  
If yes, give details in the following schedule.

Title and Nature of Proceeding	Date	Name and Address of Court	Disposition

Are you involved as defendant or plaintiff in any civil litigation?  Yes  No  
If yes, give details in the following schedule.

Title and Nature of Lawsuit or Proceeding	Date	Name and Address of Court Where Pending	Amount

Have you ever been indicted or convicted of or pleaded nolo contendere to any criminal matter involving dishonesty or breach of trust in any State or Federal Court?  Yes  No  
If "yes" give details in the following schedule.

Nature of Charge	Date	Jurisdiction & Location	Disposition

Have you been subject to any administrative proceedings, disciplinary proceedings, or other adverse actions with respect to any professional license you hold or have held, including those involving any business or enterprise with which you have been associated as a partner, officer, director or major shareholder (owning 5% or more of the outstanding stock)?  Yes  No  
If "yes" give details in the following schedule.

Name of Authority	Nature of Proceedings	Disposition & Date

Has any business or enterprise with which you are or were associated as a partner, officer, director, or major shareholder (owning 5% or more of the outstanding voting stock) been the subject of an indictment, conviction, or plea of nolo contendere on any criminal matter involving dishonesty or breach of trust?  Yes  No  
If "yes" give details in the following schedule.

Business	Your Interest	Nature of Charge	Date	Jurisdiction & Location	Disposition

**STOCK OWNERSHIP**

\_\_\_\_\_  
(Date)

Re: \_\_\_\_\_  
(Applicant)

\_\_\_\_\_  
(Location)

OFFICE OF FINANCIAL INSTITUTIONS  
P. O. BOX 44095, CAPITOL STATION  
BATON ROUGE, LOUISIANA 70804

To Whom It May Concern:

In connection with an application pending before the Office of Financial Institutions, the following information is submitted.

Name	_____
Address	_____
Social security account number and/or employer identification number	_____
Date of birth	_____
Place of birth	_____
Occupation	_____
Total number of shares subscribed	_____
Total par value of shares subscribed	_____
Total price of subscription	_____
Amount (to be) borrowed of total subscription	_____
Lending institution	_____
Interest rate	_____
Collateral (to be) pledged	_____
Repayment terms	_____
	_____ (Signed)

This form must be completed and signed by a director, an officer, and a subscriber to five percent or more of the stock offering.

Hunter O. Wagner, Jr.  
Commissioner

**RULE**

**Department of Commerce  
Office of Financial Institutions**

The Commissioner of Financial Institutions, in exercise of his powers specifically enumerated in R.S. 6:902 B, hereby rescinds the Rule published in Volume 7, Number 7, July 20, 1981, pertaining to Adjustable Mortgage Loan Instruments.

Hunter O. Wagner, Jr.  
Commissioner

**RULE**

**Department of Commerce  
Office of Financial Institutions**

The Commissioner of Financial Institutions, in exercise of his powers specifically enumerated in LRS 6:237(B), hereby rescinds the Rule published in Volume 7, Number 6, June 20, 1981, and its amendments published in Volume 8, Number 9, September 20, 1982, in the *Louisiana Register*, pertaining to Adjustable Rate Mortgage Loan Instruments.

Hunter O. Wagner, Jr.  
Commissioner of Financial Institutions

**RULE**

**Department of Commerce  
Office of Financial Institutions**

Under authority granted by R.S. 6:902 B and R.S. 902.1, 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 546.2 (b) and (e).

Notwithstanding limitations imposed by Chapter 9, Title 6, Louisiana Revised Statutes, one or more state chartered savings and loan associations may merge in accordance with the following Rule:

(a) Each association, by a two-thirds vote of its board of directors, shall approve a plan of merger evidenced by a merger agreement. The agreement shall state that it is effective only when approved by the Commissioner of Financial Institutions, State of Louisiana, and the Federal Home Loan Bank Board and shall specify (1) which association will be the resulting association; (2) the name it will use; (3) the location of its home office and branch offices; (4) the basis on which its savings accounts will be issued; and (5) the number of its directors and their names, addresses, and the length of their terms.

(b) Notwithstanding any other provision of this Rule, the Commissioner may require that a plan of merger be submitted to the voting members of any of the merging associations at a duly called meeting(s) and that the plan, to be effective, be approved by them.

Hunter O. Wagner, Jr.  
Commissioner

**RULE**

**Department of Commerce  
Office of Financial Institutions**

Under authority granted by LRS 6:237(B), the Commissioner of Financial Institutions has adopted the following Rule for the purpose of providing a means by which state-chartered banks may share electronic financial terminals and participate with others in the use of electronic financial terminals.

Shared EFT

1. Definitions

A. "Commissioner" means the Commissioner of Financial Institutions, State of Louisiana.

B. "Electronic financial terminal" (EFT) means an electronic information processing device, other than a telephone, which is established to do either or both of the following:

1. Capture the data necessary to initiate financial transactions; or

2. Through its attendant support system, store or initiate the transmission of the information necessary to consummate a financial transaction.

The term includes, without limitation, point of sale terminals, merchant-operated terminals, cash-dispensing machines, and automated teller machines. An EFT shared by a bank domiciled in a parish other than that of the EFT's location is not a branch of the sharing bank so long as the restrictions imposed by this Rule are complied with.

C. "Financial institution" means a national banking association, federal savings and loan association, or federal credit union, or a bank, savings and loan association, or credit union established and operating under the laws of the State of Louisiana.

D. "State-chartered bank" means a bank chartered under the laws of the State of Louisiana.

2. EFT Sharing Permitted

A State-chartered bank may share an EFT established and operated by another financial institution. A state-chartered bank may share an EFT controlled by a non-financial institution only if such institution has agreed, in writing, that the EFT is subject to such examination by the Commissioner as he deems necessary.

3. Authorized Functions for a Shared EFT

Financial transactions which may be performed by an EFT shall be limited to the disbursement of funds under a preauthorized credit agreement, the withdrawal of funds from a customer's account, the receiving of cash or checks, check verification and/or guarantee, the disbursement of cash, the payment of loan payments, the transfer of funds to or from one or more accounts in one or more financial institutions, and responding to account balance inquiries. A shared EFT may be used to accept deposits of customers of state-chartered banks domiciled in the parish in which the EFT is located, if such function is approved by the Commissioner.

No shared EFT may be used to accept deposits from a customer of a State-chartered bank, which is domiciled in a parish other than that of the location of the EFT.

4. EFT Security

Every institution sharing an EFT shall adopt and maintain safeguards to insure the safety of funds, items, and other information, which safeguards shall include security devices consistent with the appropriate requirements specified under the federal bank protection Act of 1968, 12 USCAs 1881 et seq, or any alternative security precautions as are approved by the Commissioner.

## 5. Service Charges

A state-chartered bank may impose service charges for shared EFT services.

## 6. Application to National Banks

The provisions of this Rule shall apply to National banks to the extent permitted by Federal law.

Hunter O. Wagner, Jr.  
Commissioner

## RULE

### Department of Commerce Office of Financial Institutions

Under authority granted by R.S. 6:902 B and R.S. 902.1, 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 Temporary Final Rule, published in Bulletin Number 82-730, dated November 4, 1982.

#### I. Implementation of Power

Notwithstanding the limitations imposed by Title 6 and Title 39, Louisiana Revised Statutes, and to implement certain new powers, state chartered savings and loan associations may now make or participate in demand deposits, governmental unit NOW accounts, commercial real estate loans, commercial loans, and consumer loans, pursuant to the following provisions:

A. Demand Deposits. An association may accept non-interest-bearing demand deposits from (1) a commercial, corporate, business, or agricultural entity for the sole purpose of effectuating payments thereto by a nonbusiness customer, or (2) any person or organization having a business, corporate, commercial or agricultural loan relationship with the association. An association may extend secured or unsecured credit in the form of overdraft privileges specifically related to demand deposits, but such overdraft loans must be aggregated with other commercial loans for purposes of the five-percent-of-assets limitation. Overdraft loans made under authority of this implementation must be made pursuant to proper underwriting and with due regard for safety and soundness.

B. Governmental Unit NOW Accounts. An association may offer NOW accounts as defined in Volume 6, Number 12, *Louisiana Register*, published December 20, 1980, for the deposit of public funds by an officer, employee, or agent of the United States, any state, county, municipality, or political subdivision thereof, the District of Columbia, the Commonwealth of Puerto Rico, American Samoa, Guam, any territory or possession of the United States, or any political subdivision thereof.

C. Commercial Real Estate Loans. An association may invest up to 40 percent of its assets in loans secured by commercial real estate, pursuant to subparagraphs 1 and 2. Commercial real estate loans are not required to be secured by first liens, but associations must continue to comply with the 90-percent loan-to-value ratio for commercial real estate loans.

(1) Commercial real estate loans (including construction loans) secured by first liens on other improved real estate shall not exceed 90 percent of the value of the security property and shall be repayable within 30 years, except that construction loans and nonamortized loans shall be repayable within five years. Interest shall be payable at least semi-annually except to the extent that the loan contract provides for deferral and capitalization of interest, as provided by paragraph C, Section 3504, Title 9, Louisiana Re-

vised Statutes (Act 767, 1982 Legislature). Provided, that the ratio of the loan balance to the current appraised value of the security property may not at any time during the loan term exceed 90 percent as a result of deferral and capitalization of interest.

(2) Other improved real estate. Commercial real estate containing (1) a permanent structure(s) constituting at least 25 percent of its value, or (2) improvements which make it usable by a business or industrial enterprise.

D. Commercial Loans. An association may invest up to five percent of its assets in secured or unsecured loans for commercial, corporate, business or agricultural purposes, provided that loans to any one borrower shall not exceed the limits of 6:822 B (1) and Rule published in Volume 8, Number 2, *Louisiana Register*, February 20, 1982.

E. Consumer Loans. Effective immediately, state chartered savings and loan associations may make up to thirty percent of their assets in consumer loans as defined by the Louisiana Consumer Credit Law (LRS 9:3516 (13)). All provisions of the Louisiana Consumer Credit Law (LRS 9:3510, et seq) will apply to loans made under this authority.

#### II. Rescission

This Rule rescinds paragraph (1) of Rule published in Volume 6, Number 8, *Louisiana Register*, August 20, 1980.

Hunter O. Wagner, Jr.  
Commissioner

## RULES

### Board of Elementary and Secondary Education

#### Rule 3.01.70.w(1)

The Board approved for final adoption, Revised Bulletin 996, *Standards for the Approval of Teacher Education Programs* as amended by the Teacher Certification Committee on January 26, 1983.

#### Rule 4.01.40

The Board adopted the Minimum Standards and Procedures for Approval of Montessori Training Courses.

#### Rule 3.01.51.ff

The Board adopted an amendment to Bulletin 741 to allow Consumer Math to appear in both Math and Business Education sections of the Bulletin.

#### Rule 3.08.00

The Board adopted the Revised Home Study Guidelines.

#### Rule 4.03.02

The Board adopted the Revised Minimum Standards for State Approval of Vocational Education Programs.

#### Rule 3.01.09.a

The Board adopted a performance standard for the Third Grade Basic Skills Test to be 75 percent of the total items on each of the language arts and mathematics test.

#### Rule 4.00.72.c(1)

The Board adopted an amendment to Bulletin 1196, *Louisiana Food and Nutrition Programs, Policies of Operation*, Revised, to add calculators to the authorized list.

James V. Soileau  
Executive Director