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Executive Orders

EXECUTIVE ORDER EWE-76-6

WHEREAS, the provisions of Article IX, Section 1 of the Louisiana Constitution of 1974, decreeing that the natural resources of the state, including air and water, and the healthful, scenic, historic, and esthetic quality of the environment, shall be protected, conserved, and replenished insofar as possible and consistent with the health, safety, and welfare of the people, have been approved by the people; and

WHEREAS, the above specific provision mandates and directs the Legislature to enact laws to implement this policy; and

WHEREAS, the protection of the physical environment and conservation of the natural resources of the state, including air and water, are directly affected by the recovery, storage, reuse, recycling, control, and disposal of waste materials, whether they be classified as liquid, solid, mixed, hazardous, nonhazardous, toxic, or nontoxic; and

WHEREAS, in order to implement the foregoing, the Legislature should consider the following:

1. Defining, by general law, "waste materials" and all material classifications and distinguishing subclassifications and/or definitions thereunder, as well as, but not limited to, all pertinent terms and terminology dealing with waste recovery, storage, reuse, recycling, control, and/or disposal;

2. Creating a uniform statewide program for waste disposal practice and resource recovery to prevent the spread of disease, creation of nuisances, and pollution of water aquifers and the public streams, and to protect the public health, safety and welfare, and the natural environment;

3. Establishing and implementing a statewide plan to coordinate programs and services of local governments in fulfillment of the foregoing;

4. Authorizing research projects and studies to develop proposals to eliminate, where possible, economic and institutional barriers to greater demand for recovered waste resources and for improved waste disposal practices;

5. Encouraging government and industry to expand the recovery and reuse of various waste materials;

6. Encouraging and utilizing private enterprise and investment capital to the maximum extent in the planning, design, and management of a state waste utilization and disposal plan; in the planning, design, construction, and operation of waste disposal facilities; and in the necessary functions related to waste recovery practices in the implementation of such legislation;

7. Providing authority for technical assistance when requested by local government and industry in planning and implementing such legislation;

8. Including and defining water sands, water aquifers and watersheds, affected by waste disposal practices, and consider a uniform statewide plan to regulate and control the use of withdrawal of subterranean waters or the penetration of the strata containing any of the above;

9. Providing the promulgation and enforcement of equitable standards, appropriate to the area and type of waste, for disposal of wastes, and a uniform procedure for application and permitting waste disposal; and

10. Providing penalties and methods of enforcement of any such legislation, enacted; and

WHEREAS, it is necessary, proper, and expedient for competent persons, experienced and knowledgeable in areas involving waste disposal practices as they affect the natural resources of this state, including air and water, to formulate plans, suggestions, and recommendations for transmission to and consideration by the Legislature;

NOW, THEREFORE, I, EDWIN W. EDWARDS, by virtue of the authority vested in me as Governor of Louisiana by the constitution and laws of this State, hereby create and establish the Governor's Advisory Committee on Waste Disposal Practices to consist of those members named or indicated on the list attached to this Executive Order as well as others who may be appointed by me.

I authorize, direct, and empower said committee to meet and give full consideration to the directives, mandates, and legislative authorizations provided for in Article IX, Section 1, of the Louisiana Constitution of 1974, and to make, from time to time, its recommendations for legislative action and constitutional implementation of said article.

I hereby authorize the committee to request the assistance of the Louisiana Legislative Council and the Louisiana State Law Institute, and to request and utilize such counsel, assistance, personnel, facilities, and advice

as may be obtained from other sources, public and private, including, but not necessarily restricted to, business, labor, and private research agencies, individuals or organizations. The members of the committee shall serve without compensation or remuneration for their services to the state. The committee is also authorized to receive grants, donations, or gifts of money or services from public or private persons and entities, to be utilized to accomplish the purposes for which it is created, all in accordance with applicable law.

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 13th day of May, 1976.

EDWIN EDWARDS
 Governor of Louisiana

List of Appointees to Governor's Waste Disposal Practices Study Committee

1. Bentley Mackay—Executive Director, Governor's Council on Environmental Quality
2. Ray Sutton—Commissioner of Conservation
3. J. Burton Angelle—Director, Louisiana Wildlife and Fisheries Commission
4. Dr. John M. Bruce—Director, Division of Health, Health and Human Resources Administration, Louisiana Air Control Commission, and Louisiana Stream Control Commission
5. Roy Aguiard—Director of Public Works
6. Charles C. Hightower—Acting Executive Vice President, Louisiana Chemical Association
7. James J. Hayes—Executive Director, Louisiana Police Jury Association
8. Charles M. Pasqua—Executive Director, Louisiana Municipal Association; Air Control Commission Member
9. Dr. Gerald McLindon—Dean of Environmental Science, LSU; Louisiana Superport Commission
10. Camille Gravel, Jr.—Executive Counsel to the Governor

11. Ernest C. Hunt, Jr.—Representing Browning—Ferris Industries, Inc. and private waste disposal entities
12. W.J. Tausin, Jr.—House of Representatives
13. Claude Duval—Senate
14. Elwyn Nicholson—Senate
15. Sheldon D. Beychok—Representing industry

Rules

RULES

Board of Denistry

At its annual meeting on June 4, 1976, the Louisiana State Board of Denistry adopted the following rules and regulations which will become effective on July 1, 1976:

1. Requirements for Examination Applicants
 Applicants for dental licenses or dental hygiene licenses shall be required to have successfully passed an examination in the theory and practice of the science of their profession as given by the National Board of Dental Examiners before being accepted for examination by the Louisiana State Board of Denistry.
2. Authorized Duties—Dental Hygienists
 The introductory paragraph regarding authorized duties of dental hygienists is amended to read as follows, and sub-paragraph (m) is added:
 A dental hygienists may only perform the following under the direct on-premises supervision of the dentist who employs her or him:
 (m) Placement of fissure sealant.
3. Authorized Duties—Dental Assistants
 The introductory paragraph regarding authorized duties of dental assistants is amended to read as follows, and sub-paragraphs (1) and (m) are added:
 A dental assistant may only perform the following under the direct on-premises supervision of the dentist who employs her or him:

- (l) Apply and remove rubber dams.
- (m) Make preliminary study model impressions and opposing model impressions.

Anthony J. Milazzo, Jr.
Secretary Treasurer

RULES

Board of Elementary and Secondary Education

The following rules were duly advertised for consideration and, after the appropriate waiting period, acted upon favorably by the Board at the regularly scheduled meeting of May 27, 1976.

- A. Policy and Procedure Manual, Rule 3.01.70.y In Bulletin 746 (1971, white), page 24, section x Certification requirements for designation as Educational Consultants are as follows:
 - 1. A minimum of master's degree in education, with certification in at least one area of special education in accordance with the regulations of the State Board of Elementary and Secondary Education.
 - 2. A minimum of the following courses:
 - a. Three semester hours in learning theory
 - b. Three semester hours in diagnosis and/or correction of reading problems (secondary majors must have three semester hours in foundations of reading in addition to requirements set forth in items one and two)
 - c. Six semester hours from one of the following areas of special education which shall be in addition to the initial certification in special education required under item 1 above:
 - (1) Crippled Children or Children with Special Health Problems
 - (2) Deaf and/or Hard of Hearing
 - (3) Learning Disabled
 - (4) Mentally Retarded
 - (5) Socially maladjusted and Emotionally Disturbed
 - (6) Gifted
 - 3. A minimum of three years teaching experience in a class designed for reg-

ular students and/or one or more of the exceptionalities listed above.

- B. Adoption of Bulletin 1191 (latest edition), Pupil Transportation Handbook.
- C. Adoption of the Title IV Program Plan/1976-77.

Earl Ingram
Director

RULES

Department of Highways

Regulations for Control of Outdoor Advertising

The following regulations were adopted by the Director of Highways pursuant to R.S. 48:461 et seq. and pursuant to Federal regulations promulgated at 34 Federal Register 1014, January 23, 1969; and at 40 Federal Register 42842, September 16, 1975. This action was taken on June 7, 1976, pursuant to notice duly published on May 20, 1976. The effective date of these regulations is June 20, 1976, or the date on which same are duly published in the State Register if not so published on June 20, 1976.

I. Definitions:

(1) "Unzoned" for purposes of R.S. 48:461 et seq. means that no land-use zoning is in effect. The term does not include any land area which has a rural zoning classification, or which has land-uses established by zoning variance, nonconforming rights recognition or special exception.

(2) "Visible" for purposes of R.S. 48:461 et seq. means capable of being seen, whether or not readable, without visual aid by a person of normal visual acuity.

II. Purpose Test:

Any sign meeting the following criteria shall be presumed to have been erected with the purpose of being read from the main traveled way of a controlled highway. Where a sign is read from the main traveled way of two or more highways, one or more of which is controlled, the more stringent of applicable control requirements will apply.

- (a) Signs erected in such a manner as to be visible from either direction of travel on subject controlled highway.

(b) Signs whose lettering is one inch or more in height or width for each fifty feet in distance from the sign to the main traveled way of the subject controlled highway.

(c) Signs which can be readily viewed for a time of five seconds or more from the main traveled way of the subject controlled highway while traveling at the posted speed limit.

III. Landmark Signs:

In accordance with Title 23, United States Code and in accordance with Section 461.20, Title 48, Louisiana Revised Statutes (1975 Supp.), those signs lawfully erected and maintained prior to October 22, 1965, which are determined by the Louisiana Department of Highways, subject to the approval of the United States Secretary of Transportation to be landmark signs, and which would otherwise be subject to removal shall be allowed to remain. Such include signs, displays, and devices on form structures or natural surfaces which are of historic or artistic significance, the preservation of which is consistent with the Louisiana and Federal Highway Beautification Acts. The Louisiana Department of Highways will submit a one-time list of such landmark signs to the Federal Highway Administration for approval. Such signs may have reasonable maintenance, repair and restoration; however, a substantial change in size, lighting, or message content will terminate the exempt or permitted status of such sign. Permits shall be required for each such landmark sign and will be issued by the Louisiana Department of Highways upon appropriate application by the owner thereof.

IV. New Signs:

Any structure or device which has never displayed advertising or informative message content is subject to control or removal when any advertising content or message visible from the main traveled way of a controlled highway is added thereto. When such message or informative content is added, a new outdoor advertising sign has been erected which must comply with State law and all regulations in effect on such occasion.

V. Measurements for Spacing:

(1) Distance from the edge of the right-of-way to a subject sign for control purposes is measured horizontally along a line perpendicular to the centerline of the said highway.

(2) Centerline of the highway means a line equidistant from the edges of the median separating the main traveled ways of a divided highway or the centerline of the main traveled way of a nondivided highway.

(3) The minimum distance between structures shall be measured along the edge of the pavement or traveled surface between points directly opposite the signs along each side of the highway and shall apply only to structures located on the same side of the highway.

VI. Nonconforming Signs:

In addition to all other laws, regulations, and rules pertaining to signs which do not conform to size, lighting, and spacing regulations, the following conditions and requirements apply to a continued maintenance of such nonconforming sign:

(a) The sign must remain substantially the same as it existed on the effective date of the State law, regulation, rule, or local ordinance which caused said sign to be nonconforming to size, lighting, and spacing regulations.

(b) Reasonable repair and maintenance of the sign, including a change of advertising message, is not a change which would terminate nonconforming use rights.

(c) When the costs of repair or maintenance within any twelve-month period exceeds one-third of the replacement-cost-new of the sign, a new sign has been erected and the sign loses its status as a lawfully erected, but nonconforming sign use.

(d) A substantial change in the subject sign which will terminate the status of legal but nonconforming usage occurs when:

(1) There has been an addition of twenty-five percent or more of the square footage of the sign (excluding trim);

(2) Any addition or amplification of lighting has been made;

(3) There has been a change in the material composition of the sign super-structure or sign facing, the cost of which exceeds the cost of replacement or repair of the original materials.

(e) When and if nonconforming use rights in and to a sign structure are acquired by the Louisiana Department of Highways through the exercise of Eminent Domain, just compensation will be based upon the original size and material of the sign when it became a nonconforming structure and not upon any enlarged sized or improvement or betterment to the sign.

(f) When any sign which loses its nonconforming use status by reason of any substantial change,

including those changes prohibited above, the subject sign will be considered a new advertising device and subject to all current regulations and prohibitions as of the time of the change.

(g) Destruction.

Nonconforming signs which are damaged beyond one-third of the replacement-cost-new of the subject sign lose their nonconforming status, as hereinabove provided, unless they be destroyed by intentional, criminal conduct. Any signs so damaged by intentional, criminal conduct may be re-erected within one hundred eighty days of its destruction to retain nonconforming status; however, such re-erection must occur at the identical location and the size, lighting and spacing must be identical to the prior circumstances.

(h) Abandonment.

When any legal or nonconforming sign which deteriorates or suffers a nonintentional, noncriminal destruction to the point where the cost of repairing or maintaining the subject sign will exceed one-third of the replacement-cost-new of the sign, the legal or nonconforming status will change to illegal status and shall be considered abandoned unless the subject sign can be lawfully erected as though it were a new sign consistently with all regulations and rules in existence at the time of the change. If an existing, nonconforming sign ceases to display a bona fide advertising message for a period of twelve months or more; then, the sign shall be considered abandoned and its nonconforming use rights are thereby terminated.

The said twelve-month period may be interrupted for the period of time during which the controlled highway relative to such sign is closed for repairs adjacent to said sign.

A nonconforming sign shall be deemed to be abandoned whenever (1) the structure is without an advertising message for a period of twelve months or more; (2) the sign structure or face thereof has not been maintained or repaired for twelve months or more; and (3) the owner or possessor of the sign or sign structure has no valid lease or other lawful occupancy right from one entitled to grant same.

VII. Determination of On-premise Exemptions:

- (a) Section 131(c) of Title 23, United States Code and Section 461.2 of Title 48, Louisiana Revised Statutes, specifically exempt "signs, displays and devices advertising activities conducted on the property upon which they are located" and "signs, displays and devices advertising the sale or lease of property upon which

they are located. Such signs are hereinafter referred to as "on-premise" signs. The regulations hereinafter following set forth the rules by which the Louisiana Department of Highways shall determine whether or not an advertising sign, display or device comes within the exempt categories set forth by Section 461.2, Title 48, Revised Statutes. It is the purpose of the following rules to prevent abuses or obvious attempts to erect and maintain illegal outdoor advertising in the guise of on-premise advertising.

(b) Criteria

- (1) A sign, display or device will be considered to be an on-premise sign and exempt from controls, if it conforms to the following standards:

(a) Premises – The sign must be situated on the same premises, as hereafter defined, as the principal or accessory activities, products, or services offered, or upon the property or land area advertised to be for sale or for lease.

(b) Purposes – The sign must have as its purpose (1) the identification of the principal or accessory activities, products or services offered, or (2) the sale or lease of the property on which the sign is located, rather than the purpose of general advertising.

(c) Premises Test – For purposes of determining whether outdoor advertising is exempt from control as on-premise advertising, the following definitions of property or premises shall apply.

(1) The property or land upon which an activity is conducted is determined by physical facts rather than boundaries of ownership. Generally, premises are defined as the land area occupied by the buildings or other physical uses that are necessary or customarily incident to the activity, including such open spaces as are arranged and designated to be used in connection with such buildings or uses.

(2) The following will not be considered to be a part of the premises on which the activity is conducted,

and any signs located on such land areas will not be "on-premise" signs which are exempt from control:

(a) Any land which is not used as an integral part of the principal activity. Such would include, but is not limited to, land which is separated from the activity by a public roadway or other obstruction and not used by the activity, and extensive undeveloped highway frontage contiguous to the land which is actually used by the commercial or industrial facility, even though such undeveloped land is commonly owned with the land area comprising the premises of the activity.

(b) Any land which is used for or devoted to a separate purpose unrelated to the advertised activity. For example, land adjacent to or adjoining an automobile service station, but which is devoted to (1) raising of crops, (2) residential use, (3) farmstead uses, (4) or another commercial or industrial use having no relationship to the service station activity would not be part of the premises of the said service station even though under common ownership or lease.

(c) Any land which is:
(1) Developed or used only in the area of the sign site, or between the sign site and the principal activity, and

(2) Occupied solely by structures or uses which are only incidental to the principal activity, and would serve no reasonable or integrated purpose related to the activity other than to attempt to qualify the land for advertising purposes. For example, such inexpensive facilities as a picnic, playground, or camping area; dog

kennels; golf driving ranges; common or private roadways for easements; walking paths; fences; and sign maintenance sheds.

(3) Narrow Strips.

Where the sign site is located at or near the end of a narrow strip contiguous to the advertised activity, the sign site shall not be considered part of the premises on which the activity being advertised is conducted. A narrow strip shall include any configuration of land which is such that it cannot be put to any reasonable use related to the activity other than for signing purposes. In no event shall a sign site be considered part of the premises on which the advertised activity is conducted if it is located upon a narrow strip of land (a) which is nonbuildable land, such as a swampland or wetland or (b) which is a common or private roadway, or (c) held by easement or other lesser interests than the premises where the advertised activity is located.

(d) Purpose test – For purposes of determining whether an advertising sign display or device shall be exempted from control as an "on-premise" advertising, the following standards shall be used for determining whether a sign, display or device has as its purpose (1) the identification of the activity conducted on the premises where the sign is situated or the products or services sold on said premises or (2) the sale or lease of the land or property on which the subject sign, display or device is situated, rather than the business of outdoor advertising.

(1) Any sign, display or device which consists exclusively of the name of the activity conducted on the premises is an on-premise sign.

(2) Any sign which exclusively identifies the principal or accessory pro-

ducts or services offered on the premises is an on-premise sign. An example of an accessory product would be a brand of tires offered for sale at a service station, but would not include products merely incidental such as cigarettes or beverages.

- (3) When a sign (1) brings rental income to the landowner or other occupant of the land, (2) consists of brandname or trade name advertising, and (3) the product or service advertised is only incidental to the principal activity; it shall be considered the business of outdoor advertising, and such signs shall be subject to control.
- (4) A sign, display or device which does not exclusively advertise activities conducted upon the premises or services and principal and accessory products offered on the premises or exclusively advertise sale or lease of the premises or land whereon situated shall not be considered on-premise advertising which is exempt from control; but, rather, shall be considered and shall be outdoor advertising subject to control and regulation.

VIII. Destruction of Trees and Violations of Control of Access:

The destruction of trees and vegetation on the right-of-way in order to increase or enhance the visibility of an outdoor advertising sign or for any purpose; and the violation of the control-of-access of highways in order to erect and maintain a sign is already contrary to State law and regulations. The Louisiana Department of Highways shall not issue a permit for any sign which cannot be erected or maintained from private property without violating control of access boundaries. The Louisiana Department of Highways shall not issue permits for any signs, the visibility of which will be obscured by existing vegetation, trees or landscaping on the highway from which subject sign is intended to be read. All permits for the erection of outdoor advertising shall be conditioned upon compliance with State law, and any action by or on behalf of the signowner contrary to State law and regulations shall be grounds for voiding any subject permit heretofore or hereafter issued, and the Department shall void all such permits

and take appropriate action to compel immediate removal of the subject sign at the owner's expense. The Department will seek further all other relief made available by law to recover damages and costs of enforcement of this provision.

IX. Procedure and Policy for Issuing Permits for Controlled Outdoor Advertising:

(1) Applications shall be made by the person who is the contemplated owner of the subject sign to be permitted.

(2) Applicants for a permit shall execute an application form furnished by the Louisiana Department of Highways and shall forward such application form properly and completely executed as to all information requested to the District Office of the Louisiana Department of Highways situated within the highway district where said sign is to be located.

(3) Every applicant for a permit who intends to lease or grant advertising space on said sign to another person other than the applicant, and every applicant who is otherwise in the business of selling outdoor advertising space, shall furnish evidence that such person holds all appropriate occupational licenses and permits required by State and local law.

(4) Every corporate applicant which is a domestic (Louisiana Charter) corporation shall furnish evidence that said corporation is in good standing with the Secretary of State of the State of Louisiana.

(5) Every applicant which is a foreign corporation within the meaning of Title 12, Revised Statutes, shall furnish evidence that said corporation is authorized to do business in Louisiana, unless specifically exempted from this requirement by State or Federal law.

(6) Every applicant who seeks to situate a controlled advertising structure in a commercial or an industrial zone shall furnish evidence of the restrictive zoning of the subject land by an appropriate State or local authority.

(7) Permit applications which are properly completed and executed and which are accompanied by all other required documentation or evidence shall be thereafter submitted by the District Office to the appropriate permit office in Baton Rouge, Louisiana for review. permits which are not in proper form or which are not complete or not accompanied by required documentation and evidence shall be returned to the applicant by the district office with reasons for its return. Applications may be resubmitted at any time.

(8) The appropriate permit-issuing officer designated by the Director of Highways shall review all permit applications. Thereafter, permits shall be issued or the application rejected and returned to the applicant with reasons for denial of the permit.

(9) Copies of all permits shall be transmitted to the district office of the district where the sign is to be situated for subsequent surveillance by the district office.

(10) Each permit shall specify a time delay of one hundred eighty days within which to erect the subject advertising device. The district office shall determine whether or not the device has been erected within the specified time delay.

(11) If a sign has not been erected within the delay provided by the subject permit, the permit may be voided by the Louisiana Department of Highways and the applicant or permittee so notified. On the day following the posting of notice to any such applicant or permittee of the voiding of the permit to the last known address as furnished by the applicant, the subject sign location shall be available to any other applicant.

(12) If a sign has been erected within the delays allowed by the permit, but the subject sign does not conform to the specifications of the permit, the Louisiana Department of Highways shall notify the applicant or permittee in writing to cause the sign to conform to the permit. The applicant or permittee shall have thirty days to cause the sign to conform to the permit. The time delay begins on the day following the posting of written notice to said applicant or permittee at the last known address as furnished by the applicant or permittee. The Department will void any permit when the permittee fails to conform the sign within the time delay provided. Thereafter the sign must be removed at the signowner's expense. The signowner may prevent such removal only by securing a new permit for the subject sign which did not conform to the previous permit. A new permit may be obtained upon appropriate application including payment of all fees in connection therewith. Nevertheless, once a permit has been voided the sign location is available to any applicant.

(13) A fee of \$10.00 shall be charged for each permit hereafter issued, and payment of such fee must accompany each application to the District Office. The fee will be refunded if a permit is not issued; but, not if a permit is voided for noncompliance.

X. Directional Signs:

Selection methods and criteria for publicly owned attractions or activities shall be the same as for privately

owned activities. In the case of any publicly owned activity, the application for permit must be accompanied by the written consent of the state, political subdivision, agency, or department having legal authority over and control of said attraction or activity; if the said authority is not the applicant for and the owner of the proposed sign.

XI. General:

The foregoing regulations are considered supplementary and not exclusionary except to the extent that the provision of such newer regulation is in conflict with a prior regulation by its purposes and intent.

W.T. Taylor, Jr.
Director

RULES

Livestock Sanitary Board

(Editor's Note: The following amendment to Regulation 3—Governing the Operation of Livestock Auction Markets was permanently adopted on May 21, 1976. It has been in effect on an emergency basis since March 12, 1976.)

Regulation 3—Governing the Operation of Livestock Auction Markets

Section 13. Equine Requirements

A. All horses offered for sale at Louisiana auction markets must be accompanied by record of negative test for equine infectious anemia (Coggins test) conducted by an approved laboratory within six months of date of sale.

Exceptions:

a. Horses consigned for immediate slaughter and re-consigned from auction market on VS 1-27 to an approved slaughtering establishment.

b. Horses consigned for slaughter and purchased by individual must have a blood sample drawn for equine infectious anemia testing before the animal can leave the auction market. This sample must be collected by an accredited veterinarian and submitted to an approved laboratory. Horses may then move from the auction market to the purchaser's premises under quarantine issued by Livestock Sanitary Board personnel until results of Coggins test are

received. If animal is found to be positive, it must be properly identified and will remain under quarantine until sold for immediate slaughter. Owner may request confirmation test of positive animal(s) at time of identification and blood sample will be collected by a State veterinarian and forwarded to an approved laboratory for confirmation.

Forrest E. Henderson, D.V.M.
State Veterinarian

RULES

Board of Regents

(Editor's Note: The following rules were adopted by the Board of Regents on June 3, 1976.)

4.3 Guidelines for Statewide Articulation at the Undergraduate Level

Preamble

It is the aim of this policy to ensure that various transitions which students may encounter in their educational careers will be orderly and, to the extent possible, easy. Such transitions occur when students change educational program or level, and when they attend more than one type of postsecondary institution or more than one institution of the same type. The specific policy provisions below place certain responsibilities on each public higher education institution in the state. They also indicate responsibilities on a statewide level to be assumed or delegated by the Board of Regents. For the policy to accomplish its intended purpose, it is necessary, also, that students take certain responsibilities. They must seek information they require; plan, to the extent possible, for the transitions they will experience provide institutions with necessary records and information; and, if at all possible, abide by the time framework of each institution in matters such as submitting applications and forwarding transcripts.

The recommendations below delineate the responsibilities of the individual institutions of higher education and of the Board of Regents for facilitating articulation at the undergraduate level.

1. Each institution will see that its school catalog(s) defines accurately its institutional mission and program objectives so that potential students can make

well-informed choices about the college and its offerings.

2. Each institution will assure that its requirements for admission, continued enrollment, and graduation are explicit, consistent, relevant, nondiscriminatory, and academically defensible. Each institution will also assure that departmental requirements for program admission, degree conferral, and course prerequisites are explicit, consistent, relevant, nondiscriminatory, and academically defensible.
3. Each institution will treat course grades of "D" earned at regionally accredited institutions of higher education and/or in professionally accredited programs, where applicable, on the same basis as "D" grades earned by students at the receiving institution.
4. Subject to conditions or qualifications which apply to native students, each institution will allow transfer students the option of satisfying graduation requirements which were in effect at the receiving institution at the time they enrolled as freshmen in a regionally accredited institution of higher education. This recommendation does not affect the residence regulations (amount of time spent and number of semester hours required to be earned in the institution awarding the degree) of any institution.
5. Each institution will specify the person (or office) responsible for answering questions for prospective transfer students concerning each program. Each institution will also provide counseling and clerical personnel needed to assure optimal assistance for transfer students.
6. Each institution will develop comprehensive and current catalog course descriptions which are adequate for students, faculty, and administrators to judge course content and comparability.
7. Each institution will establish and publicize in its catalog policies for acceptance or nonacceptance of credits earned at institutions which are not regionally accredited.
8. Each institution will establish and publicize in its catalog policies regarding the granting or not granting of credit earned through non-traditional means and the acceptance or nonacceptance of credits granted by another institution through nontraditional means. When the institution has a policy to grant any type of nontraditional credits or accept any such credit from other institutions, the specific criteria for credit granting or acceptance will also be publicized in its catalog.

9. Each receiving institution will devise procedures for the assessment of courses that it does not normally accept but which courses have content that may be applicable to the receiving institution's degree program. An example might be skill courses in terminal vocational-technical programs.
10. Each institution will allow and encourage transfer applicants who have been admitted to the institution to participate in a pre-registration program if the institution has a pre-registration plan for its native students.
11. Each institution will establish and publicize in its catalog its method providing for review of transfer credit evaluations.
12. The Board of Regents shall establish a standing articulation council to advise them on the implementation of its articulation policy and timely revisions and/or additions as needed. This council will also carry out the following charges, as well as any others that may be assigned by the Board:
 - (a) recommend a common identifier to be used by each institution to indicate level in its course numbering system;
 - (b) recommend, after careful study, a statewide policy for assigning credit to nontraditional education experiences;
 - (c) recommend uniform regulations for establishing Louisiana residence throughout public institutions in Louisiana;
 - (d) study and make recommendations concerning the feasibility of adopting a common academic calendar for the public institutions of higher education; and
 - (e) study and recommend policy concerning the dropping and adding of courses, including dates for dropping and adding and dates for assignment of grades in dropped courses to appear on the student's transcript.

William Arceneaux
Commissioner of Higher Education

Notices of Intent

NOTICE OF INTENT

Department of Agriculture Milk Division

In accordance with the applicable provisions of the Administrative Procedures Act R.S. 49:951, et seq. of the Louisiana Revised Statutes of 1950, as amended; and, in accordance with the requests from Dairymen, Inc.—Gulf Division, Franklinton, Louisiana; North Louisiana Pure Milk Producers Association, Inc., Shreveport, Louisiana and Baton Rouge Area Milk Producers Association, Inc., Baton Rouge, Louisiana, notice is hereby given of a public hearing to be held at 9:30 a.m., July 14 and 15, 1976, at the Sheraton Motor Hotel, Joan of Arc Room, 2726 Continental Drive, Baton Rouge, Louisiana.

The purpose of this hearing is to review the operation of the economic pricing formula for Class I milk and consider amendments relative to producer pricing in Production Marketing Area No. 1 and Production Marketing Area No. 2.

All interested persons will be afforded a reasonable opportunity to submit data, views, or arguments in accordance with the applicable provisions of the Administrative Procedures Act R.S. 49:951, et seq. of the Louisiana Revised Statutes of 1950, as amended.

Gilbert L. Dozier
Commissioner

NOTICE OF INTENT

Board of Elementary and Secondary Education

Notice is hereby given that the Board of Elementary and Secondary Education intends to take up at its regularly scheduled July 22, 1976, meeting the consideration of proposals listed below. Public notification stated herein indicates no prior approval, merely the intention to consider.

- A. The Louisiana State Plan for Administering Vocational Education/1977.
- B. A vocational-technical student attendance policy.
- C. In Bulletin 746 (1971, white), page 5, section 1,

the insertion of "certified" between the words "competent" and "suitable" in the superintendent's request for a temporary teaching certificate.

- D. Revision of certification requirements for superintendent (formerly called "director") of parish or city materials and/or media centers.
- E. Addition to certification requirements for reading specialists.
- F. The Louisiana State Plan for Adult Education, 1976-77.

The Board of Elementary and Secondary Education will accept written comments until 5:00 p.m., July 5, 1976, at the following address:

Louisiana State Board of
Elementary and Secondary Education
P.O. Box 44064
Baton Rouge, Louisiana 70804

The public is made aware of the consideration of the above suggested proposals in compliance with Louisiana R.S. 49:951 et seq.

All interested parties will be afforded reasonable opportunity to submit data, views, comments, or arguments at the regular July board meeting.

Earl Ingram
Director

NOTICE OF INTENT

Board of Registration for Professional Engineers and Land Surveyors

Pursuant to the provisions of R.S. 49:953, the Louisiana State Board of Registration for Professional Engineers and Land Surveyors gives notice that at the meeting to be held at 10:00 a.m. on July 28, 1976, at its offices at 1055 St. Charles Avenue, Suite 415, New Orleans, Louisiana, the said Board proposes to consider and take action on the adoption of amendments to its requirements for the registration of land surveyors. This amendment is as follows:

Amend Section III-B-5 to read:

Graduation Plus Engineering Registration

Any person who has been granted a license as a professional engineer by this Board on the basis of having earned a Bachelor of Science degree in engineering from an accredited college requiring surveying in the curriculum and having successfully completed no less than six semester hours or equivalent quarter hours of surveying may be granted a license by the Board to practice land surveying without further written examination. An applicant for registration on this basis must have had at least two years of combined office and field experience in land surveying as defined in Paragraph 37:682 (6) of the Statutes and must appear before the Board for an oral interview and/or examination. Applicants who have acquired less than this minimum amount of experience in land surveying may be permitted to demonstrate their abilities in land surveying by passing a four-hour written examination in the principles and practice of land surveying and a four-hour written examination in the laws and procedures of land surveying in Louisiana. Approval to take these examinations will be granted only after an oral interview and examination administered by the Board.

Interested persons may submit written comments, objections, or proposed amendments to the foregoing in the offices of the said Board at any time prior to the meeting above announced. At the said meeting the said Board proposes to take action on these amendments.

By order of the Louisiana State Board of Registration for Professional Engineers and Land Surveyors.

Daniel H. Vliet, P.E.
Executive Secretary

NOTICE OF INTENT

Higher Education Assistance Commission

In accordance with the Louisiana Administrative Procedures Act, R.S. 49:953, notice is hereby given that the Louisiana Higher Education Assistance Commission plans to consider the following during its regular meeting to be held beginning at 1:00 p.m. on July 15, 1976, in the Caddo Room, LSU Union, Baton Rouge, Louisiana:

- A. Amendments to Policies and Procedures of the State Student Incentive Grant Program, Rules 1 and 4, limitation of program because of funding; Rule 5, initial and continuation grant awards; Rule 9, residency; Rule 11, clarification of self-supporting student; and Rule 13, definition of first year student.

B. Amendments to Policies and Procedures of State Student Loan Program, Rule 9, residency.

All interested parties will be afforded a reasonable opportunity to submit data, views, or arguments, orally or in writing. Written comments prior to the meeting may be forwarded to P.O. Box 44127, Baton Rouge.

Richard W. Petrie
Executive Director

NOTICE OF INTENT

Board of Regents

Notice is hereby given that the Louisiana Board of Regents proposes to amend Rule 4.2, Part D, Section IX, Paragraph A.3 to read as follows:

3. Any course may be offered by a parent institution on a multipurpose resident center campus as identified above, provided that the course is not offered by the resident center in its own right or by another public institution of higher education located in the same parish as the multipurpose resident center.

The Board also proposes to amend Rule 2.8 to read as follows:

2.8 Request for the Revision or Elimination of Existing Academic programs and Administrative Units

After receiving the approval of their management boards, institutions must submit to the Board of Regents all requests for the revision or elimination of existing academic programs and administrative units. Requests may be submitted at any time, and a response will be given within three months of the date of receipt. Justification should be included with each request. The Commissioner of Higher Education may, without Board review, approve those requests for revisions of existing academic programs and administrative units which would not affect the nature of the program or the degree being offered. While no specific format is prescribed, institutions should be guided by the criteria outlined in the Guideline for Request for Authority to Offer a New Program. Copies of the Guideline are obtainable upon written request from the Commissioner of Higher Education.

The Board proposes to take this action in the latter part of July. The exact date, time, and place of the Board's meeting had not been determined at the time of this notice. This information may be obtained by

contacting the Board's office after July 15, 1976. Interested persons may submit written comments relative to the proposed rule changes to the following address: Board of Regents, P.O. Box 44362, Baton Rouge, Louisiana 70804. Comments will be received through July 9, 1976.

William Arceneaux
Commissioner of Higher Education

NOTICE OF INTENT

Wildlife and Fisheries Commission

Notice is hereby given that the Louisiana Wildlife and Fisheries Commission will meet at 10:00 a.m. July 27, 1976, in Room 102, 400 Royal Street, New Orleans, Louisiana to consider adoption of the following items:

1. Dates for the 1976 alligator season.
2. Oyster Season in Calcasieu Lake.
3. The opening of oyster seed ground areas and various reservations and shell planting areas.
4. The 1976-77 hunting season dates for doves, rails, snipe, gallinules, teal, woodcock, and other upland game species.

The Commission gave notice in the May, 1976 issue of the Louisiana Register of its intention to adopt the 1975-76 hunting seasons for resident game at its June 15 meeting. However, the compilation of necessary biological data was not completed in time, so these seasons will be adopted at the July 27 meeting, or at a special meeting to be called in early July.

Interested persons may submit written comments to the Louisiana Wildlife and Fisheries Commission, 400 Royal Street, New Orleans, Louisiana 70130 through July 16, 1976.

J. Burton Angelle
Director

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