Potpourri

POTPOURRI

Economic Development Office Financial Institutions

Judicial Interest Rate Calculation C 2001

As required by R.S. 13:4202(B), the commissioner of Financial Institutions has determined that the rate of judicial interest for the period beginning January 1, 2001, and ending December 31, 2001, will be 8.241 percent per annum, in accordance with the formula mandated by R.S. 13:4202(B)(1).

The commissioner ascertained on October 2, 2000, the first business day of October, that the last auction of fifty-two week U. S. Treasury Bills prior to October 1, 2000 was held on August 29, 2000. As published in the August 29, 2000 Public Debt News, a U. S. Department of the Treasury, Bureau of Public Debt publication, the investment rate, or "equivalent coupon-issue yield", was 6.241 percent per annum.

R.S. 13:4202(B)(1) mandates that "On and after January 1, 1998, the rate shall be equal to the rate as published annually, ... by the commissioner of financial institutions. The commissioner of financial institutions shall ascertain, on the first day of October of each year, the coupon issue yield equivalent, as determined by the secretary of the United States Treasury, of the average accepted auction price for the last auction of fifty-two week United States Treasury bills settled immediately prior to the first day of October of each year. The effective judicial interest rate for the calendar year following the calculation date shall be two percentage points above the coupon issue yield equivalent as ascertained by the commissioner."

The effective judicial interest rate for the calendar year beginning on January 1, 2001 shall be 8.241 percent per annum.

This calculation and its publication in the Louisiana Register shall not be considered rule-making, within the intent of R.S. 49:950 et seq., the Administrative Procedure Act, particularly R.S. 49:953, thus, neither a fiscal impact statement nor a notice of intent is required.

John D. Travis
Commissioner 0012#022

POTPOURRI

Department of Environmental Quality Office of Environmental Assessment

Amendment to the Waste Tire Regulations SW029 Risk/Cost Benefit Statement

Introduction

The Louisiana Department of Environmental Quality (LDEQ) has amended the Waste Tire Regulations that increases the fees on the sale of tires. These fees, designated for the Waste Tire Management Fund, are collected by retailers and remitted to the department. The increase in fees was authorized by Act 1015 of the 1999 Louisiana Legislature.

The fee increase will provide funding to address the proper collection, processing, and marketing of off-road tires. The rule will affect all retailers selling tires that weigh in excess of 100 pounds. The rule will also affect any consumer who purchases a tire weighing in excess of 100 pounds. Previously, only passenger and truck tires were included in the Waste Tire Program.

This statement is prepared to satisfy the requirements of R.S. 30:2019(D) and R.S. 49.953(G)(Acts 600 and 642 of the 1995 Louisiana Legislature, respectively). However, this document is not a quantitative analysis of cost, risk, or economic benefit, although costs of implementation were identified to the extent practical. The statutes allow a qualitative analysis of economic and environmental benefit where a more quantitative analysis is not practical. The department asserts that the benefits of a rule designed to support a legislatively-passed broadening of the Waste Tire Program justify the costs associated with the fee increases.

Therefore, the qualitative approach is taken with this risk/cost benefit statement. As discussed further in this document, these amendments to the Waste Tire Regulations provide environmental and economic benefits. Assessing dollar benefits of avoided environmental risk or economic benefits of this rule is not practicable. In addition, the department asserts that the indirect and direct environmental and economic benefits to be derived from this rule will, in the judgment of reasonable persons, outweigh the costs associated with the implementation of the rule and that the rule is the most cost-effective alternative to achieve these benefits.

Risks Addressed by the Rule

The fee portion of the rule addresses the risks associated with the pollution caused by improper disposal of off-road tires to include unauthorized waste tire piles consisting of this type tire. The rule does this by bringing off-road tires into the Waste Tire Program with the addition of a fee. The fee will allow the department, through the Waste Tire Management Fund, to pay waste tire processors for the processing of off-road tires and the marketing of the resulting waste tire material. The payment incentive will encourage waste tire processors to seek out this type tire rather than only accepting passenger tires for processing and marketing.

Numerous risks are associated with the improper disposal of tires, including off-road tires. Unprocessed tires hold water that provides a fertile breeding ground for mosquitoes, which provide an excellent vector for diseases. Unprocessed tires also provide shelter for vermin, such as rats, that are another vector for disease in addition to being a destructive pest. Tire piles may catch fire under certain circumstances.
These fires are extremely difficult to extinguish, and they emit noxious gases and thick smoke. Lastly, individual tires or tire piles that litter the landscape are unsightly. Waste tires do not degrade which provides a long-lasting hazard to the environment.

Environmental and Health Benefits of the Rule

The additional money collected through this rule will provide an incentive for waste tire processors to process and market off-road tires. This will result in the removal of off-road tires from parish collection centers, Department of Transportation and Development collection centers, and from private residences and farms. The removal, processing, and marketing of these tires will eliminate potential breeding places of disease-spreading insects and mammals. The removal of these tires would eliminate the possibility of tire pile fires. The rule would also lead to the removal, either to a collection center or processor, of off-road tires stored on farms, as no entity was willing to accept farm tires for disposal or processing previously.

Social and Economic Costs

This rule is an amendment to raise fees that are already assessed in some cases and as such there are no significant costs to implement the rule. The only new fees are on off-road tires that constitute only one percent of the tires sold at the retail level in Louisiana. The rule increases fees on truck tires and places a fee on off-road tires, while retaining the same fee for passenger tires.

Persons purchasing truck tires that weigh in excess of 100 pounds will pay an additional fee of $4 to $6, depending on weight, for every truck tire. Persons purchasing off-road tires will pay an average fee of $20 for a retail purchase. These new fees will generate an estimated $3,080,000 for the Waste Tire Management Fund. In conjunction with this fee increase, waste tire processors will receive a payment increase from $1.00 to $1.50 for every 20 pounds of waste tire material processed and marketed. This will result in an estimated $3,646,697 of additional funds paid from the Waste Tire Management Fund. The difference in funds received and paid will be made up with waste tire remediation funds. More than 98 percent of the waste tire sites in the state have been remediated, freeing funds for additional processor payments.

Persons purchasing truck tires will pay additional fees, and persons purchasing off-road tires will pay fees for the first time; however, these fees will provide benefits in excess of the fees. Health hazards will be removed in the form of unauthorized tire piles. The fire hazard associated with unauthorized piled tires will also be removed. Lastly, the removal of tire piles and individual off-road tires will aesthetically enhance the state for the benefit of its citizens.

Conclusion

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

James H. Brent, Ph.D.
Assistant Secretary
Finally, Part 70 General Condition V will be deleted, as the Clean-fuel Fleet Program (LAC 33:III.Chapter 19, Subchapter B) was repealed March 30, 2000.

The application and most recent set of Part 70 General Conditions have been made available to download on the department's website, http://www.deq.state.la.us.

Per LAC 33:III.529.A.1.b, the requested reopening and subsequent incorporation of the most recent set of general conditions will allow owners and/or operators to streamline their various reporting obligations regarding permit deviations. The reopening should not place an undue burden on the permitting authority. The new reporting system will benefit LDEQ by allowing the agency to prioritize deviations to facilitate appropriate responses, and the quarterly reporting component will allow less significant deviations to be assessed in a single report.

Applications are due no later than 4:30 p.m. CST on Friday, March 2, 2001, and should be submitted to Bliss M. Higgins, Assistant Secretary, Office of Environmental Services, Box 82135, Baton Rouge, LA 70884-2135; or hand-delivered to 7290 Bluebonnet Boulevard, Second Floor, Baton Rouge, LA 70810.

James H. Brent, Ph.D.
Assistant Secretary

Louisiana Application for Reopening a Part 70 Permit Pursuant to LAC 33:III.529.A

Incorporation of Revision 7 of the 40 CFR Part 70 and Louisiana Air Permit General Conditions

A. Facility Information

<table>
<thead>
<tr>
<th>Company Name</th>
<th>Parent Company (if Company Name given above is a division)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Plant name (if any)</td>
<td>Parish where located</td>
</tr>
<tr>
<td>Nearest town</td>
<td>CDS Number Agency Interest (AI) Number</td>
</tr>
<tr>
<td>Affected Permit Number(s)</td>
<td></td>
</tr>
</tbody>
</table>

B. Proposed Action

Pursuant to LAC 33:III.529.A, the permittee hereby requests that the Louisiana Department of Environmental Quality reopen and revise the referenced facility’s Part 70 Operating Permit(s) to incorporate Revision 7 of the 40 CFR Part 70 and Louisiana Air Permit General Conditions, dated November 9, 2000. Pursuant to LAC 33:III.529.A.2, this reopening affects only those parts of the permit for which cause to reopen exists.

C. Certification of Compliance with Applicable Requirements

Statement for Applicable Requirements for Which the Source Is In Compliance

Based on information and belief, formed after reasonable inquiry, the company and facility referenced in this application is in compliance with and will continue to comply with all applicable requirements pertaining to the sources covered by the above Part 70 Operating Permit(s) and that the information contained in the application upon which this permit is based continues to be correct.

For requirements promulgated as of the date of this certification with compliance dates effective during the permit term, I further certify that the company and facility referenced in this application will comply with such requirements on a timely basis and will continue to comply with such requirements.

Certification. I certify, under provisions in Louisiana and United States law which provide criminal penalties for false statements, that based on information and belief formed after reasonable inquiry, the statements and information contained in this Application for Approval of Emissions of Air Pollutants, including all attachments thereto and the compliance statement above, are true, accurate, and complete.

D. Responsible Official

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
<th>Company</th>
<th>Suite, mail drop, or division</th>
<th>Street or P.O. Box</th>
<th>City</th>
<th>State</th>
<th>Zip</th>
<th>Business phone</th>
<th>Signature of responsible official(s)</th>
<th>Date</th>
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</thead>
</table>

0012#067

POTPOURRI

Department of Health and Hospitals
Board of Veterinary Medicine

Spring/Summer Examination Dates

The Louisiana Board of Veterinary Medicine will administer the State Board Examination (SBE) for licensure to practice veterinary medicine on the first Tuesday of every month. Deadline to apply for the SBE is the third Friday
prior to the examination date desired. SBE dates are subject to change due to office closure (i.e., holiday, weather).

The board will accept applications to take the North American Veterinary Licensing Examination (NAVLE) which will be administered through the National Board Examination Committee (NBEC) as follows:

<table>
<thead>
<tr>
<th>Test Window Date</th>
<th>Deadline to Apply</th>
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</thead>
<tbody>
<tr>
<td>April 9 through April 21, 2001</td>
<td>Tuesday, February 6, 2001</td>
</tr>
</tbody>
</table>

The NAVLE is the computerized national examination for licensure to practice veterinary medicine which has replaced the National Board Examination (NBE) and the Clinical Competency Test (CCT).

The board will also accept applications for and administer the Veterinary Technician National Examination (VTNE) for state registration of veterinary technicians as follows:

<table>
<thead>
<tr>
<th>Test Date</th>
<th>Deadline to Apply</th>
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</thead>
<tbody>
<tr>
<td>Friday, June 15, 2001</td>
<td>Friday, April 27, 2001</td>
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</tbody>
</table>

Applications for all examinations must be received on or before the deadline. Applications and information may be obtained from the board office at 263 Third Street, Suite 104, Baton Rouge, LA 70801, or requested by calling (225) 342-2176, or by e-mail at LBVM@eatel.net.

Kimberly B. Barbier
Administrative Director

0012#082

POTPOURRI

Department of Health and Hospitals
Office of the Secretary
Bureau of Health Services Financing

Solicitation for Suggestions and Participation

The Department of Health and Hospitals is continuing to work toward the development of a system of high-quality, cost-effective long-term care options to meet the needs of individuals with disabilities. To this end, the department is seeking input from stakeholders as DHH develops a long term strategy. The department seeks volunteers to participate in one of five working groups that will make recommendations. These groups include: people who are elderly in need of assistance, people with mental illness, those with mental retardation/developmental disabilities, people with physical disabilities, and those with substance abuse/addictive disorders.

Those seeking to participate should attend a meeting to be held at the State Police Training Academy, 7901 Independence Boulevard, Baton Rouge, Louisiana, on January 25, 2001, from 10 am until 2:30 pm. Participants will break into separate working groups after an initial meeting of all volunteers. Volunteers will be asked to participate in any one of the five working groups. Subsequent meetings will be scheduled by the individual working groups. The department is also contemplating establishing a Coordinating Committee representative of stakeholder diversity to review and consolidate input from the individual groups and develop recommendations for the department by March 8, 2001. Individuals should also advise the department if they will need assistance because of a disability to make possible their participation in the meeting.

Those who are unable to attend, or choose not to participate, may submit their views and recommendations to the following address by January 15, 2001: Raymond A. Jetson, P.O. Box 629, Baton Rouge, LA 70821-0629. He is the person responsible for receiving suggestions.

David W. Hood
Secretary

0012#053

POTPOURRI

Department of Insurance
Office of the Commissioner

Compliance Date of Privacy Provisions of Title V of the Gramm-Leach-Bliley Act

Congress' passage of the Gramm-Leach-Bliley Act (GLBA) in November 1999 requires financial institutions, including insurers and agents, to protect the privacy of consumers. Title V of the Act sets forth these new federal requirements and provides that regulations be established by federal and state agencies to implement the Act's privacy protections.

Federal financial regulators are responsible for promulgating and implementing privacy regulations for the banking and securities industries, and state insurance regulators are responsible for promulgating and implementing privacy regulations for insurers and agents.

The privacy regulations promulgated by the federal financial regulators retain the GLBA November 13, 2000 effective date but delay the compliance date until July 1, 2001 for the enforcement of these regulations for the banking and securities industries.

Insurers and other potentially affected persons have expressed concerns that, unless states have regulations in place prior to the effective date for federal agencies, that the GLBA's November 13, 2000 effective date for federally regulated financial institutions would apply to insurers as well and that the provisions of Title V could be enforced against them.

The purpose of this Bulletin is to ensure a uniform compliance date for enforcement of GLBA privacy regulations in the state of Louisiana and to prevent a different standard for the insurance industry from that imposed on the banking and securities industries.

Accordingly, this bulletin advises insurers and other licensees that any regulations that the Louisiana Department of Insurance proposes to implement the privacy provisions of Title V of GLBA will require compliance by all affected entities no earlier than July 1, 2001.

J. Robert Wooley
Acting Commissioner

0012#085
POTPOURRI
Department of Natural Resources
Office of Conservation

Docket No. IMD 2001-02

Pursuant to the provisions of the laws of the state of Louisiana, and particularly Title 30 of the Louisiana Revised Statutes of 1950 as amended, and the provisions of the Statewide Order No. 29-B, notice is hereby given that the commissioner of Conservation will conduct a hearing at 6 p.m., Wednesday, January 31, 2001, in Courtroom No. 1 on the Second Floor of the Vermilion Parish Courthouse Building located at 100 North State Street in Abbeville, Louisiana.

At such hearing, the commissioner, or his designated representative, will hear testimony relative to the application of Thermo-Cuttings, L.L.C., 13801 Veterans Memorial Drive, Kaplan, LA 70548. The applicant requests authorization to operate a commercial nonhazardous oilfield (exploration and production) waste (E&P waste) treatment facility in Vermilion Parish, Louisiana. Applicant requests authorization to receive, store, treat, reclaim and recycle RCRA-exempt E&P waste generated from the drilling and production of oil and gas wells. Applicant intends to reclaim and recycle RCRA-exempt exploration and production waste by means of thermal treatment. The proposed facility will be located in Section 91, Township 14 South, Range 3 East near Intracoastal City in Vermilion Parish, Louisiana.

The application is available for inspection by contacting Mr. Gary Snellgrove, Office of Conservation, Injection and Mining Division, Room 225 of the State Land and Natural Resources Building, 625 North Fourth Street, Baton Rouge, LA, or by visiting the Vermilion Parish Police Jury Office in Abbeville, Louisiana. Verbal information may be received by calling Mr. Snellgrove at (225) 342-5515.

All interested persons will be afforded an opportunity to present data, views or arguments, orally or in writing, at said public hearing. Written comments which will not be presented at the hearing must be received no later than 4:30 p.m., Wednesday, February 7, 2001, at the Baton Rouge Office. Comments should be directed to:

Office of Conservation
Injection and Mining Division
P.O. Box 94275
Baton Rouge, Louisiana 70804
Re: Docket No. IMD 2001-02
Commercial Facility
Vermilion Parish

Philip N. Asprodites
Commissioner of Conservation

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

<table>
<thead>
<tr>
<th>Operator</th>
<th>Field</th>
<th>District</th>
<th>Well Name</th>
<th>Well Number</th>
<th>Serial Number</th>
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<tbody>
<tr>
<td>Sam Barnwell et al</td>
<td>Bellevue</td>
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<td>Wurtsbaugh Knighton et al</td>
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<td>SL 458 SWD</td>
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<td>Numa Hero et al</td>
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<td>La Furs Corporation</td>
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<tr>
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<tr>
<td>Geo. W. Weishebe</td>
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<td>S</td>
<td>Fee</td>
<td>F-2</td>
<td>008114</td>
</tr>
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Philip N. Asprodites
Commissioner of Conservation

POTPOURRI
Department of Natural Resources
Office of the Secretary
Fishermen’s Gear Compensation Fund

Loran Coordinates

In accordance with the provisions of R.S. 56:700.1 et seq., notice is given that nine claims in the amount of $31,396.91 were received for payment during the period November 1,
2000 through November 30, 2000. There were eight claims paid and one claim denied.

Loran Coordinates of reported underwater obstructions are:

- 27640 46914 St. Mary
- 27919 46851 Terrebonne
- 28291 46846 Lafourche
- 29145 46986 St. Bernard

Latitude/Longitude Coordinates of reported underwater obstructions are:

- 2914.90 8964.84 Jefferson
- 2915.58 8955.88 Jefferson
- 2917.58 8944.48 Plaquemines
- 2925.48 8957.84 Jefferson
- 3003.09 8938.92 St. Bernard

A list of claimants and amounts paid can be obtained from Verlie Wims, Administrator, Fishermen's Gear Compensation Fund, P.O. Box 94396, Baton Rouge, LA 70804, or you can call (225) 342-0122.

Jack C. Caldwell
Secretary

0012#032

POTPOURRI

Department of Revenue
Office of the Secretary

Policy Statement
Family Impact Statement
(LAC 61:III.101)

Editor's Note: The Family Impact Statement was inadvertently omitted in the original printing of the Policy Statement Notice of Intent that ran in the November 20, 2000 edition of the Louisiana Register.

Family Impact Statement

1. The effect of these rules on the stability of the family. Implementation of this proposed rule will have no effect on the stability of the family.

2. The effect of these rules on the authority and rights of parents regarding the education and supervision of their children. Implementation of this proposed rule will have no effect on the authority and rights of parents regarding the education and supervision of their children.

3. The effect of these rules on the functioning of the family. Implementation of this proposed rule will have no effect on the functioning of the family.

4. The effect of these rules on family earnings and family budget. Implementation of this proposed rule will have no effect on family earnings and family budget.

5. The effect of these rules on the behavior and personal responsibility of children. Implementation of this proposed rule will have no effect on the behavior and personal responsibility of children.

6. The effect of these rules on the ability of the family or local government to perform the function as contained in the proposed rules. Implementation of this proposed rule will have no effect on the ability of the family or a local government to perform this function.

Cynthia Bridges
Secretary

0012#094

POTPOURRI

Department of Social Services
Office of Community Services

Louisiana's Child and Family Services Plan and Annual Progress and Services Report

The Louisiana Department of Social Services (DSS) announces opportunities for public review of the state's Child and Family Services Plan and 2000 Annual Progress and Service Report. The Child and Family Services Plan is a planning document which outlines the goals and objectives for the Office of Community Services for the time period of October 1, 1999 through September 30, 2004 with regard to the use of Title IV-B, Subpart 1 and Subpart 2, Title IV-E Independent Living Initiative and Child Abuse Prevention and Treatment Act (CAPTA) funds. The Annual Progress and Service Report is the report on the achievement of goals and objectives and amends any changes to the agency's plan in the provision of services. It is completed on an annual basis for each year of the Child and Family Services Plan. The 2000 Annual Progress and Service Report provides information on the achievement of goals and objectives for year one of the Child and Family Services Plan.

Louisiana, through the DSS Office of Community Services (OCS), provides services which include Child Protection Investigations, Family Services, Foster Care, Adoption and Independent Living Services. OCS will use its allotted funds provided under the Social Security Act, Title IV-B, Subpart 1 to provide child welfare services to prevent child abuse and neglect; to prevent foster care placement; to reunite families; to arrange adoptions; and to ensure adequate foster care. Title IV-B Subpart 2, entitled Promoting Safe and Stable Families, includes services to support families and prevent the need for foster care. Title IV-E Independent Living Initiative funds provide services to assist foster children, at least 16 years old, in transition from foster care to independent living. The services include basic living skills, training and education, and employment initiatives. Child Abuse Prevention and Treatment Act funding is used to compliment and support the overall mission of OCS with emphasis on developing, strengthening, and carrying out child abuse and neglect prevention and treatment programs.

We are encouraging public participation in the planning of services and the writing of this document. The Child and Family Services Plan and Consolidated Plan and the Annual Progress and Services Report is available for public review.
at OCS parish and regional offices Monday through Friday from 8:30 a.m. to 4 p.m. Copies are available for review in the state library located at 701 North Fourth Street, Baton Rouge, LA and its repositories statewide. Inquiries and comments on the plan may be submitted to the OCS Assistant Secretary, P.O. Box 3318, Baton Rouge, LA 70821.

A public hearing on the Child and Family Service Plan and the Annual Progress and Services Report is scheduled for January 16, 2001, 10 a.m., at the Office of Community Services, Room 732, Laurel Street, Baton Rouge, LA. At the public hearing, all interested persons will have the opportunity to provide recommendations on the plan, orally or in writing.

J. Renea Austin-Duffin
Secretary

0012#080