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This public document was published at a cost of \$2.08 per copy, by Baton Rouge Printing Co., Inc., P. O. Box 97, Baton Rouge, La. as a service to the state agencies in keeping them cognizant of the new rules and regulations under the authority of R.S. 49:951-968. This material was printed in accordance with the standards for printing by state agencies established pursuant to R.S. 43:31. Printing of this material was purchased in accordance with the provisions of Title 43 of the Louisiana Revised Statutes.

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# Executive Orders

## EXECUTIVE ORDER DCT 81-9

WHEREAS, in order for the Louisiana Housing Finance Agency to be able to issue in excess of One Hundred Million Dollars (\$100,000,000.00) of single family mortgage revenue bonds in calendar year 1981; and

WHEREAS, Section 1102(a) of the Mortgage Subsidy Bond Tax Act of 1980 added Section 103A(g) (6) (B) to the Internal Revenue Code which authorizes the Governor to proclaim a different formula from that contained in the Subsidy Act for allocating the state ceiling among the governmental units having authority to issue qualified mortgage bonds;

NOW, THEREFORE, I, DAVID C. TREEN, Governor of the State of Louisiana, by virtue of the authority vested in me as Governor, pursuant to the Constitution and applicable statutes of the State of Louisiana and to the provisions of Section 103A(g) (6) (B) of the Internal Revenue Code of 1954, as amended, proclaim the portion of the state ceiling for the calendar year 1981 for the issuance of tax-exempt mortgage subsidy bonds allocated to governmental units in the State of Louisiana, other than the Louisiana Housing Finance Agency, pursuant to the provisions of Section 103A(g) of the Internal Revenue Code of 1954, shall be allocated to the Louisiana Housing Finance Agency effective December 8, 1981.

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 8th day of December, A.D., 1981.

David C. Treen  
Governor of Louisiana

## EXECUTIVE ORDER DCT 81-10

WHEREAS, the year 1982 marks the three hundredth anniversary of Rene Robert Cavelier, Sieur de La Salle's exploration of the Mississippi River and the establishment of the Republic of France's claim to Louisiana; and

WHEREAS, the year 1982 has been declared the year of the Tricentennial of La Salle's "Louisiane;" and

WHEREAS, this three hundredth anniversary is a most significant event in the history of the State of Louisiana, the United States of America and the Republic of France; and

WHEREAS, a joint celebration is being conducted in honor of this event with the opening of the exhibition "Musee du Noveau Monde" in La Rochelle, France, on May 5, 1982; and

WHEREAS, the Louisiana State Museum has prepared several exhibits related to Louisiana's French heritage that will be on display in the Republic of France during 1982;

NOW, THEREFORE, I, DAVID C. TREEN, Governor of the State of Louisiana, by virtue of the authority vested in me as Governor, pursuant to the Constitution and applicable statutes of the State of Louisiana, do hereby appoint the following individuals to be the official cultural and historical delegation to the Republic of France for the opening of the Tri-centennial celebration in La Rochelle, France: Mrs. Lawrence H. Fox, Secretary, Louisiana Department of Culture, Recreation and Tourism; Mr. Robert R. Macdonald, Director of the Louisiana State Museum; Mrs. Arthur Q. Davis, Tour Chairman, Friends of the Cabildo; and Registered tour members.

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 9th day of December, A.D., 1981.

David C. Treen  
Governor of Louisiana

# Policy and Procedure Memoranda

## POLICY AND PROCEDURE MEMORANDUM

Office of the Governor  
Division of Administration

Fiscal Policy and Procedure  
Memorandum No. 63 (Revised)

SUBJECT: Policy for the Use of State Owned Vehicles and Mileage Reimbursement

TO: All Cabinet Secretaries

EFFECTIVE DATE: January 20, 1982

AUTHORIZATION: Title 39, R.S. 1950, Part VI, Section 231. Title 39, R.S. 1950, Part XIII, Section 361.

### 1. General Information

1.1 A uniform policy for the use of state owned vehicles is herein revised to provide for the inclusion of more energy efficient vehicles in the state transportation program, the adoption of energy conserving transportation methods, and to require that these measures be promulgated as official policy and procedure effective January 20, 1982.

### 2. Purpose and Scope

2.1 The purpose of this Policy and Procedure Memorandum is to require the implementation of a uniform policy for the use of state owned vehicles; to provide for the purchase of motor vehicles and to establish intra-department motor pools where feasible.

The policies and procedures contained herein shall apply to all departments of State Government as required by Act 142 of the 1976 Louisiana Legislature.

### 3. Policy and Procedures

#### 3.1 Policy

3.1.1 State owned vehicles shall be made available on a top priority basis to state employees who travel in excess of 15,000 miles annually in the performance of state business. The state owned vehicle may be stored at the employee's residence when it is determined to be in the best interest of the department. Use of state owned vehicles for other than official state business is strictly prohibited.

3.1.2 Conditions requiring mileage reimbursement for use of a personally-owned vehicle must receive written authorization from the Cabinet Secretaries or their designees. Authorization records should be maintained in the appropriate files for reimbursement records or must be submitted by the employee with his or her expense form according to requirements of the General

Travel Regulations (PPM 49 Revised).

3.1.3 In view of the increasing cost of fuel and vehicles and in view of Louisiana's need to employ the most cost-effective method of transportation, the following rules shall be observed in the acquisition of vehicles.

(1) Large-size vehicles (i.e., Ford LTD, Chevy Impala, Plymouth Fury, etc.) shall henceforth be purchased only for use of elected officials as is presently permitted under Act 327 of 1981.

(2) Mid-size vehicles (i.e., Ford Granada, Dodge Diplomat, Chevy Malibu, etc.) may only be purchased for use by Department Heads at the level of Secretary.

(3) Compact vehicles (i.e., Ford Fairmont, Dodge Aries, Chevy Citation, etc.) may be purchased for usual occupancy by three or more persons or when the major usage will be inter-city mileage.

(4) Subcompact vehicles (i.e., Ford Escort, Dodge Omni, Chevy Chevette, etc.) shall be purchased where usual occupancy is anticipated by one or two persons, or where travel will be limited in the main to intra-city travel, or when mileage is not expected to exceed 15,000 per year.

3.1.4 Cases of special need where the performance of official state business requires deviation from stated policy must receive prior written approval from the Commissioner of Administration. Such cases include:

(1) State owned vehicles used by employees traveling less than 15,000 miles annually.

(2) Privately owned vehicles used by employees traveling in excess of 15,000 miles annually.

3.1.5 Cabinet Secretaries shall establish intra-department motor pools for use in the performance of official state business by department personnel who are not assigned a state owned vehicle. Motor pool vehicles shall be designated as such by the use of appropriate letter and/or decals. Motor pool overnight storage sites shall be designated by the Cabinet Secretaries.

3.1.6 The Commissioner of Administration may waive in writing any provision in this Fiscal Policy and Procedure Memorandum when the best interest of the State will be served.

### 3.2 Procedures

3.2.1 An annual assessment shall be made by all Cabinet Secretaries of the travel requirements for the performance of their departmental business.

3.2.2 An annual assessment shall be made by all Cabinet Secretaries of the conditions influencing the types of vehicles required. Assignments of vehicle types shall correlate to any special transportation requirements (e.g., the use of Cushman Carts for transportation within the confines of an institutional complex).

Transportation type vehicles for assignment to individual employees or to motor pools shall include all automobiles, station wagons, carryalls, trucks and any other vehicle assigned for the purpose of transporting employees. All requests to purchase vehicles, including Purchase Release Orders, shall include a detailed explanation of the purpose and use of each vehicle. The explanation shall include such details as intended use in the motor pool, whether the vehicle will be used mainly in inter-city or intra-city travel, number of expected occupants, anticipated yearly mileage, etc.

3.2.3 An annual assessment shall be made of employee travel requirements and assignment of state owned vehicles will be made to those employees who travel in excess of 15,000 miles annually on state business. Necessary exceptions as provided in Paragraph 3.1.4 must be defined, justified and submitted to the Commissioner of Administration for approval.

3.2.4 State owned vehicles anticipated to be operated less than 15,000 miles annually, which will not be incorporated into intra-department motor pools, shall be turned over to the Division of Administration Property Control.

3.2.5 An assessment shall be made of the feasibility of operating intra-department motor pools. Where a significant number of state employees could benefit from such a pool, one shall be established.

3.2.6 An annual report shall be submitted to the Commissioner of Administration by January 1, 1978, and each succeeding year to include the following:

(1) Total number of state owned vehicles assigned to the department; listing by type of vehicle (sedan, station wagon, ambulance, etc.), year purchased, location of vehicle, category of use (pool, individual, etc.), total mileage on vehicle, and miles driven during the reporting period.

(2) Number of state owned vehicles driven less than 15,000 miles annually.

(3) Number of state owned vehicles driven in excess of 15,000 miles annually.

(4) Total number of miles traveled by employees in privately owned vehicles on State business during the reporting period by office (or domicile) location.

(5) Listing of employees traveling more than 15,000 miles annually in private vehicles, actual miles driven on state business, and the dollar amount of reimbursement.

(6) Exceptions to uniform policy.

(7) Intra-departmental motor pool status.

(8) Number of cars turned over to Division of Administration, Property Control, or otherwise disposed of, during the year reported.

E. L. Henry

Commissioner of Administration

# Emergency Rules

## DECLARATION OF EMERGENCY

### Department of Commerce Racing Commission

#### NEW RULE ON PRE-RACE TESTING AND OTHER AMENDMENTS TO EXISTING RULES ADOPTED PURSUANT TO R. S. 49:953 B ON 11-20-81 LAC 11-6:53.43

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

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

B. Blood or urine or other samples shall be taken from all horses programmed to race prior to the race in which it is program-

med at a location specified by the track operator and the Commission.

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

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

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

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

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

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

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

- 1) be under the direction of and responsible to the stewards;
- 2) be approved by the Commission.

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

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

## AMENDMENT

### LAC 11-6:53.5

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

	Pre-Race Blood Level	Post-Race Urine Level
Phenylbutazone	2.0 micrograms/ml.	165 micrograms/ml.*
Oxphenbutazone	2.0 micrograms/ml.	165 micrograms/ml.*
		*(combined total of drug and/or metabolite)

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

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

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

J. Melton Garrett  
Chairman

## DECLARATION OF EMERGENCY Department of Health and Human Resources Office of Human Development

In accordance with the provisions of La. R.S. 36:254 the following procedures have been adopted to fund shelter care facilities as authorized by La. R.S. 15:1092. The Office of Human Development shall enter into contractual agreements with approved shelter care facilities and shall reimburse said facilities for the care of juveniles placed therein in accordance with the provisions of the Juvenile Code of Procedures and the Federal Run-away Youth Act as contained in P.L. 93-415. The amount of funds that the Office of Human Development shall expend with regards to a specific shelter shall be determined by the allowable costs specified in a cost report submitted in accordance with the provisions of the current issue of the DHHR Rate Determination Manual for Non-State Operated Facilities, with the exception that provisions of said manual relating to occupancy rates and levels of care shall not be applicable with regards to shelter facilities funded by these regulations. After establishing the actual yearly operational cost of a facility, the Department of Health and Human Resources shall initiate quarterly advances of funds for a facility that is selected to participate in the provisions of this program. The first advance shall be based upon 25 percent of the contractual agreement. In addition to the first year's operational cost, the Department of Health and Human Resources may provide reimbursement for start-up costs incurred by an approved shelter facility if the facility became operational no more than a year prior to its selection as a participant in this program. This one-time reimbursement, however, shall not exceed \$50,000 and shall be based upon the actual costs considered allowable by the Department that were incurred in establishing the shelter facility.

# Rules

## RULES

### Department of Agriculture Advisory Commission on Pesticides and Commissioner of Agriculture

The Commissioner of Agriculture, pursuant to the authority contained in LSA 3:1623 and Notice of Intent published on September 20, 1981, and in accordance with the recommendations of the Advisory Commission on Pesticides as provided by LSA 3:1631, adopted the following Rules governing Aerial Application of Pesticides to Rights-of-Way at a public hearing on October 21, 1981:

#### General Regulations on Aerial Application of Pesticides To Rights of-Way to Control Woody Vegetation

#### 1. Definitions

A. Public Utility - a business or service which is engaged in regularly supplying the public with a service which is of public consequence and need, such as electricity, gas, water, transportation, or telephone or telegraph service.

#### 2. Applicability of Rules

These rules shall apply only in a parish whose governing authority appears in public hearings before the Advisory Commission on Pesticides and secures the approval of the Commissioner.

#### 3. Public Notification

A. Any commercial or custom applicator intending to apply pesticides aerially on any public utility right-of-way to control woody vegetation must notify the Pesticide Section of the Louisiana Department of Agriculture, in writing, at least 15 days prior to the anticipated date of the application.

B. The notice to the Pesticide Section shall contain:

1. Anticipated dates of spraying.

2. Description of the area(s) to be aerially sprayed.

3. A telephone number and address of the commercial or custom applicator's office to which people can alert the applicator to sensitive areas.

4. The pesticides to be used in the project, i.e., trade name of the product and chemical components.

C. Within five days after receipt of notice from a commercial or custom applicator, the Pesticide Section shall:

1. Notify the governing authority of any parish which elects to be governed by this regulation.

2. Make a news release to the media of said parish.

This notice and news release shall contain all of the information of the scheduled application of pesticides required by Subsection B above and the procedure to be followed in lodging a complaint with the Louisiana Department of Agriculture.

D. The governing authority may make publication of the notice by whatever means considered appropriate by the governing authority. The governing authority shall notify the Pesticide Section of the media utilized for notice to the public of the intended application of pesticides.

#### 4. Procedural Prohibitions and Restrictions

A. Commercial or custom applicators shall not make an aerial application of pesticides to control woody vegetation to a utility right-of-way inconsistent with the label of the pesticide being applied.

The actual selection of a shelter facility by the Department of Health and Human Resources for participation in this program shall be based upon the degree to which the facility meets the following criteria:

(1) Submission of a detailed proposal in accordance with a format approved by the Department of Health and Human Resources. Deadline for the submission of proposals for funding for FY 81 is January 15, 1982.

(2) Reasonableness of projected operational costs for the first year.

(3) Ability of the facility to obtain support (firm written commitments) from law enforcement agencies and juvenile courts within the facility's specified catchment area indicating utilization of the facility once it is established.

(4) Location of the facility and the extent to which the facility will serve the total juvenile population without undue travel distances.

(5) Adequacy of written admission criteria to ensure that all youths within the catchment area who are eligible for shelter services are admitted on a space available, first come, first served basis. The extent that this philosophy is translated into a working cooperative agreement with each law enforcement agency and juvenile court within the catchment area will be significant.

(6) The established (documented) need for the facility and the number of beds proposed except that no facility shall be accepted for participation in the program if the bedspace for which reimbursement will be requested exceeds 15.

(7) Written intake procedures that are non-discriminatory with regards to sex, age, race or offense of juveniles with the exception that juveniles charged with certain crimes of violence toward persons and/or property, juveniles whose behavior by reputation or belief of facility staff would be injurious to the safety of other residents or staff, may be excluded if such exclusions are clearly specified in the facility's proposed intake procedures.

(8) Transportation is secured for the facility's operation. Compliance should be in the form of a written cooperative agreement with law enforcement agencies within the catchment area that places the responsibility for the provision of transportation with regards to admission, attendance at court hearings and/or releases with appropriate law enforcement agencies. Additionally, the proposal should also indicate the facility's responsibilities with regards to the provision of transportation for those functions related to the care and supervision of resident youths.

(9) Written requirements for the filing of petitions and the timely scheduling of hearings as provided by the Juvenile Code of Procedure are prescribed for all youths. Assurances of such should be in the form of a written agreement with each District Attorney within the catchment area indicating the District Attorney's intent to provide such for the youths from his jurisdiction.

A. J. Dixon  
Assistant Secretary

B. Before pesticides are applied to rights-of-way to control woody vegetation, the applicator shall fly a reconnaissance flight over the right-of-way to be sprayed.

Bob Odom  
Commissioner of Agriculture

## RULES

### Department of Agriculture Family Farm Council

The Louisiana Department of Agriculture, Family Farm Council, pursuant to the authority contained in LSA 3:251, et seq., and in accordance with Notice of Intent published on November 20, 1981, adopted the following amendments to the Rules and Regulations for the Administration of the Family Farm Security Loan Program at a public hearing on December 8, 1981:

Rule 1.8 was amended and reenacted to read as follows:

"Family Farm Loan Guarantee" or "Family Farm Loan Guarantee Agreement" means an agreement between the Council and a lender which obligates the State to pay a specified portion of the sums due and payable under a Family Farm Security Loan in the event the borrower defaults.

Rule 1.9 was amended and reenacted to read as follows:

"Payment Adjustment" or "Interest Payment Adjustment" means an amount of money equal to one-half (1/2) of the amount of the current interest rate on the principal balance of a Family Farm Security Loan, but shall not exceed one-half (1/2) of the interest which would be due at the initial interest rate on the loan.

A new Rule 1.13, reading as follows, was adopted:

"Restrictive covenant" means a provision inserted in an Act of Conveyance which limits the use of the land.

A new Rule 1.14, reading as follows, was adopted:

"Agricultural purposes" means the tillage of the soil; dairy farming; ranching; production or raising of crops, poultry or livestock; and production of poultry or livestock products in an unmanufactured state.

A new Rule 1.15, reading as follows, was adopted:

When used in these regulations, the term "loan," may also mean "loan guarantee".

Rule 3.3 was amended and reenacted to read as follows:

The guarantee is made on property secured by a first mortgage on immovable property.

Rule 3.4 was amended and reenacted to read as follows:

The guarantee shall not exceed ninety percent of the purchase price of the farmland, or ninety percent of the appraised value of the farmland, whichever is less.

Rule 3.5 was amended and reenacted to read as follows:

The maximum amount, in principal and interest, of the Council's liability under the loan guarantee agreement shall not exceed two hundred fifty thousand (\$250,000) dollars.

Rule 3.6 was amended and reenacted to read as follows:

The Council may, at its discretion, require additional endorsers, in addition to the applicant, on the note.

Rule 3.7 was amended and reenacted to read as follows:

The Council shall require that each Act of Conveyance shall contain a restrictive covenant, in a form acceptable to the Council, requiring that any land shall be restricted to agricultural purposes for twenty years from the date of the Act of Conveyance.

A new Rule 3.8, reading as follows, was adopted:

The applicant does not hold title to the land to be purchased prior to the approval of the loan guarantee.

Rule 4.5 was amended and reenacted to read as follows:

The interest payment adjustment to be paid by the Council shall not exceed one-half of the interest which would be due at the

initial rate on the loan.

Rule 4.6 was amended and reenacted to read as follows:

The lender must agree to notify the Council of all amounts of interest due prior to the due date.

Rule 4.7 was amended and reenacted to read as follows:

Applicant must execute a note, secured by a first or second mortgage, as required by Rule 12.0, payable to the Council in an amount up to one-half of the maximum interest due during the term of the Interest Payment Adjustment Agreement. Both the note and the first or second mortgage shall provide, however, that the obligation of the applicant shall not exceed the amount actually paid by the Council under the Interest Payment Adjustment Agreement.

Rule 4.8 was deleted in its entirety.

Rule 7.1 (f) was amended and reenacted to read as follows:

Pending development of a comprehensive Listing of Approved Appraisers, the Council may approve appraisers on an individual basis, but the Council shall not approve appraisers in the absence of all information required under Rule 7.1 after December 31, 1982.

Rule 7.1 (h) was amended and reenacted to read as follows:

The Council may at time remove from the Listing of Approved Appraisers the name of any appraiser who, in their judgment, should be removed.

Rule 8.7 was amended and reenacted to read as follows:

Pending development of a comprehensive Listing of Approved Attorneys, the Council may approve attorneys on an individual basis, but the Council shall not approve attorneys for title opinions in the absence of all information required under Rule 8.2 after December 31, 1982.

Rule 8.11 was amended and reenacted to read as follows:

The Council may at any time remove from the Listing of Approved Attorneys the name of any attorney who, in their judgment, should be removed.

Rule 11.8 was amended and reenacted to read as follows:

Lender must hold a first mortgage on the farmland purchased with the Family Farm Security Loan.

Rule 11.12 was amended and reenacted to read as follows:

The maximum obligation of the State in the guarantee agreement shall be limited as follows:

a) In principal, ninety (90%) percent of the outstanding balance, or ninety (90%) percent of the purchase price, or ninety (90%) percent of the appraised value, whichever is the lesser.

b) In interest, ninety (90%) percent of the interest due on the lesser principal amount specified in Item (a) above, with the interest calculated on the basis of the initially approved interest rate.

Rule 11.14 was amended and reenacted to read as follows:

The term of the loan shall not exceed forty years.

Rule 11.15 was amended and reenacted to read as follows:

The Commissioner, as authorized by the Council, shall execute the agreement on behalf of the Council.

Rule 11.16 was deleted in its entirety.

Rule 12.5 was amended and reenacted to read as follows:

The Agreement shall provide that the Council will annually pay one-half of the interest due, but not more than one-half of the interest due when calculated on the basis of the initial interest rate.

A new Rule 12.6, reading as follows, was adopted:

The Agreement shall be for a period not to exceed ten years.

A new Rule 12.7, reading as follows, was adopted:

The term of the loan for which the Interest Payment Adjustment Agreement is made does not exceed twenty years.

A new Rule 12.8, reading as follows, was adopted:

The Commissioner, as authorized by the Council, shall execute the agreement on behalf of the Council.

Rule 14.1 was amended and reenacted to read as follows:  
An applicant shall reimburse the Council for all sums paid as interest payment adjustments during the initial ten years of the agreement prior to the eleventh (11th) anniversary of the execution of the Interest Payment Adjustment if the Agreement is not renewed.

Rule 14.6 was amended and reenacted to read as follows:  
When an Interest Payment Adjustment Agreement is renewed for an additional ten-year period, the applicant shall reimburse the Council for all sums paid as Interest Payment Adjustments during the twenty (20) years of the agreements prior to the twenty-first (21st) anniversary of the execution of the Interest Payment Adjustment Agreement.

Rule 14.9 was amended and reenacted to read as follows:  
Any applicant may reimburse the Council for sums paid as interest payment adjustments in his behalf prior to the expiration of the initial ten years or the renewal period, provided that in the event the applicant pays such sums prior to the due date, the note required under Rule 12.3 shall be cancelled and, if requested by the applicant, re-negotiated for the period remaining in the Interest Payment Adjustment Agreement. The mortgage securing the note shall be cancelled or reinscribed for the balance of the period.

Rule 18.4 was amended and reenacted to read as follows:  
The Council shall not approve any loan for any person when the interest rate of the loan exceeds the prime rate at the time the loan is given.

Rule 18.5 was amended and reenacted to read as follows:  
The terms and conditions imposed and made part of any Family Farm Loan Guarantee Agreement or any Interest Payment Adjustment Agreement shall not be amended or altered by any member of the Council or employee of the Department except by subsequent or prior vote of approval of the Council in open session with full explanation for such action.

Rule 18.6 was deleted in its entirety.

Bob Odom  
Commissioner of Agriculture

## **RULE**

### **Department of Agriculture State Market Commission**

The Louisiana Department of Agriculture, State Market Commission, pursuant to the authority granted in LSA 3:405 and in accordance with Notice of Intent published November 20, 1981, repealed Rule 7.4 of the Commission's Rules and Regulations Governing the Certification of Meat and Meat Products at a public hearing on December 9, 1981.

Bob Odom  
Commissioner of Agriculture

## **RULES**

### **Department of Agriculture Market Commission**

The Louisiana Department of Agriculture, State Market Commission, pursuant to the authority contained in LSA 3:543 B and in accordance with Notice of Intent published November 20, 1981, adopted the following amendments to the Procedures for

Authorization and Administration of Farm Youth Loans and Loan Guarantees at a public hearing conducted on December 9, 1981:

Rule 4.7 was deleted in its entirety.

Rule 5.5 was deleted in its entirety and Rules 5.6 and 5.7 were re-numbered as Rules 5.5 and 5.6, respectively.

A new Rule 8.6 was adopted, reading as follows:

8.6 No loan for the purchase of livestock shall be funded until issuance of a health certificate from a licensed veterinarian certifying that the livestock to be purchased is sound, healthy, and free from all diseases.

Bob Odom  
Commissioner of Agriculture

## **RULES**

### **Department of Agriculture Market Commission**

The Louisiana Department of Agriculture, State Market Commission, pursuant to the authority granted by LSA 3:405 and in accordance with Notice of Intent published on November 20, 1981, adopted the following Rules and Regulations Governing Certification of Official State Grades of Poultry, Poultry Products, and Shell Eggs at a public hearing on December 9, 1981:

#### **Regulations Governing the Certification of Official State Grades of Poultry, Poultry Products, and Shell Eggs**

- 1.0 Establishment of Official State Grades of Poultry, Poultry Products, and Shell Eggs
- 2.0 Requirements for Certification of Poultry, Poultry Products, and Shell Eggs
- 3.0 Time Limitation for Issuance of Certificate
- 4.0 Waiver of Specification Requirements
- 5.0 Final Delivery of Product
- 6.0 Vendor's Obligations

#### **1.0 Establishment of Official State Grades of Poultry, Poultry Products, and Shell Eggs**

1.1 Standards established in "Regulations Governing the Voluntary Grading of Poultry Products and Rabbit Products and U.S. Classes, Standards, and Grades with Respect Thereto" (7 CFR Part 2870) shall apply to all Louisiana State grades for poultry and poultry products.

1.2 Standards established in "Regulations Governing the Grading of Shell Eggs and U.S. Standards, Grades, and Weight Classes for Shell Eggs" (7 CFR Part 2856) shall apply to all Louisiana grades for shell eggs.

#### **2.0 Requirements for Certification of Poultry, Poultry Products, and Shell Eggs**

2.1 The examination, acceptance and certification of poultry, poultry products, and shell eggs shall be in accordance with U. S. Department of Agriculture, AMS, Poultry Grading Branch poultry and egg grading and inspection requirements.

2.2 Each master or shipping container of poultry and egg products shall be legibly labeled to show the contract number, net weight, U. S. grade, inspection mark, plant name and address, kind, class and weight range.

2.3 An official U. S. Poultry Products Grading Certificate (PY-210) certifying compliance with specifications must accompany each delivery of product. A PY-210 covering poultry products must be issued no more than five days prior to delivery and a PY-210 covering shell eggs must be issued no more than 72 hours prior to delivery. The certificate, on both poultry and eggs,



must contain the purchase order number of the purchasing agency.

2.4 A Louisiana certificate of condition examination and origin must accompany each delivery of product to a State agency or political subdivision of the State. The certificate of condition examination and origin must contain:

a) the origin of the product, except as provided in Rule 2.5 below

b) the purchase order number of the purchasing agency

c) verification of (i) wholesomeness of the product, i.e., no change in the product since initial inspection, and (ii) compliance with the specifications of the purchase order

2.5 The purchase order of the purchasing agency must indicate whether or not the vendor has claimed a preference based on provision of Louisiana agricultural products. When the purchase order of the purchasing agency does not indicate that the vendor has claimed a Louisiana agricultural products preference, no certification as to origin of the product will be made.

2.6 Each master or shipping container of poultry, poultry products, and shell eggs meeting the specifications of the purchase order shall be stripped on the outside of the container with non glossy filament tape or equivalent. All tape used for sealing purposes must be approved by the State Department of Agriculture. The tape shall be placed so that it must be torn to open the container.

2.7 Each master or shipping container must be stamped with the USDA contract compliance stamp and certificate number. The stamp imprint must be legible and placed partially on the container and partially on the tape on the end of the container.

2.8 All containers of Louisiana agricultural products must be stamped with a Louisiana agricultural products stamp.

3.0 Time Limitation for Issuance of Certificate

3.1 A State of Louisiana condition examination and origin certificate must be issued not more than 72 hours prior to the scheduled delivery of the product to the purchasing agency.

4.0 Waiver of Specification Requirements

The purchasing agency may waive the requirements for sealing of the container when the contents are icepacked rather than frozen, but may do so only at purchasing agency's risk. When the purchasing agency waives the requirement for sealing of the container, a written statement of waiver must be provided to the Department of Agriculture.

4.2 Waivers and amendments to specification requirements may be made only with concurrence of the purchasing agency and the vendor.

4.3 A written statement of the precise nature of the changes in the specifications must be provided to the Louisiana Department of Agriculture representative prior to any examination of the product.

4.4 Failure to include information concerning the Louisiana agricultural products preference of the vendor on the purchase order shall constitute a waiver of the vendor's right for a certificate of origin.

5.0 Final Delivery of Product

5.1 Final acceptance of the product will be the responsibility of the purchasing agency.

5.2 Products may be rejected for the following reasons:

a) No certificate affixed;

b) Sealing tape on container broken;

c) No official stamp affixed;

d) Obvious deviations from specification requirements without appropriate written notice of changes in specification requirements

5.3 Purchasing agency may accept product with minor deviations from specification requirements without written statement of agreed-upon changes, but shall do so at purchasing

agency's risk.

6.0 Contractor's Obligations

6.1 Vendors requesting certification services under these regulations must provide such assistance as may be necessary to expedite the examination and certification of products and the taping of contractors, including provision of the necessary tape.

6.2 Vendors desiring certification services must notify the Department of Agriculture at least 24 hours in advance of need. Vendors who fail to give at least 24 hours advance notice of need will be subject to a penalty of \$50, regardless of the time required for the services or the fees assessed.

6.3 The costs of all examination and certification services shall be paid by the vendor at the rate of \$18.96 per hour (\$4.74 per quarter hour) required to conduct the examination, provided that no specific charge shall be made for the certification of product when inspection is simultaneously performed.

6.4 Vendor must reimburse the Department of Agriculture for travel expenses of the inspector providing services, at the rate specified in State Travel Regulations.

Bob Odom  
Commissioner of Agriculture

## **RULES**

### **Department of Culture, Recreation & Tourism Office of Program Development Division of the Arts**

The Department of Culture, Recreation and Tourism, Office of Program Development, Division of the Arts, and Louisiana State Arts Council, pursuant to the authority in LRS 49:951, et seq., Act 265 of 1977, and in accordance with the Notice of Intent published on October 20, 1981, adopted the program guidelines for the funding and administration of the State's arts grant program at the public meeting of the State Arts Council held on December 8, 1981.

Copies of the complete set of program guidelines are available from the Division of the Arts, 666 North Foster, Baton Rouge, Louisiana. These program guidelines contain information on the goals and objectives of the Division of the Arts and Louisiana State Arts Council, the application review process, funding philosophy and restrictions, definition and description of grant programs, application deadlines, request limitations, evaluation criteria to be used in reviewing applications, and legal requirements, including eligibility requirements, matching requirements, compliance with state and federal laws, financial management stipulations, grant conditions, and final reporting requirements.

Interested persons may obtain a copy of the program guidelines by written request from the Division of the Arts, Box 44247, Baton Rouge, Louisiana 70804.

Mrs. Lawrence H. Fox  
Secretary

## **RULES**

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

Rule 3.02

The Board adopted the *Common Policy Manual for Special School District No. 1 and BESE Special Schools*.

Rule 3.01.64

The Board adopted Bulletin 1640, *Separate Minimum*

The Board adopted Criteria for Establishment and Operation of a Paraprofessional Training Unit as follows:

Criteria for Establishment  
and Operation of a Paraprofessional  
Training Unit

A Paraprofessional Training Unit is a setting that may be used for the training of severely and profoundly handicapped students addressing *Separate Minimum Standards for Moderately, Severely and Profoundly Handicapped Students*. The setting may also be used for the self-help skill training (toilet training, dressing skills, grooming skills, feeding skills and preacademic readiness activities) for preschool handicapped students. The unit, made up of no more than six paraprofessionals and a unit attendant, must be supervised directly by a certified special education teacher. Each paraprofessional employed must have a full quota of three students. A paraprofessional training unit must be approved by the Office of Special Educational Services for the Department of Education in accordance with operational standards established by the Board (754 Regulations, Section 910-E).

According to 754 Regulations, Appendix I, Part B, a Paraprofessional Training Unit may be used with handicapped children in the following classifications: deaf-blind, severely mentally retarded, profoundly mentally retarded, multi-handicapped, non-categorical preschool, orthopedically handicapped, and severe/profound (generic).

School systems shall have the 1982-83 school year to achieve full compliance with these criteria by submitting a plan of compliance acceptable to the Office.

#### I. CRITERIA FOR UNIT TEACHER

1. The unit teacher must be certified (categorically or generically) in the area of special education for the students being served.

2. The unit teacher must have two years of teaching experience working with an aide.

NOTE: Preferably in a severe/profound handicap classroom or a non-categorical preschool class (depending on the area for which unit application is being submitted).

If the teacher does not have experience and/or competencies to work with the population of the unit for which application is being submitted, the LEA must submit an outline of the plans for inservice training for this teacher to develop the instructional skills necessary for serving the specific population.

3. Documentation that the unit teacher possesses supervision, administration and organizational skills must be submitted through one of the following:

a. The LEA must submit an outline of the plans for inservice/technical assistance for the unit teacher to develop the supervision, administration and organizational skills necessary for the implementation of the Paraprofessional Training Unit.

b. Supervision experience more extensive than supervision of one aide.

c. A minimum of three hours of graduate work in supervision/administration in one of the following:

1. Principles of Instructional Supervision
2. Elementary/Secondary School Principalship
3. School Personnel Administration
4. Supervision of Student Training
5. Foundations of Educational Administration
6. Theory of Educational Administration

4. A unit may be established only if the unit teacher's position is filled by a qualified person. Permanent substitutes will not be allowed.

#### II. CRITERIA FOR UNIT PARAPROFESSIONALS

5. Unit paraprofessionals must have a Level III Permit; however, one paraprofessional with a Level II Permit will be allowed per unit if the Level III Permit is obtained by the end of the school year in which employed.

6. Unit paraprofessionals must have a minimum of one year of experience working with exceptional students.

NOTE: Preferably severely/profoundly handicapped students or non-categorical preschoolers (depending on the area for which application is being submitted).

7. A unit may be established only if all needed paraprofessional positions are filled by qualified personnel.

8. A current list of qualified teachers and paraprofessionals to be used as substitutes must be on file.

9. Substitute paraprofessionals must have a minimum of a Level I Permit.

#### III. CRITERIA FOR UNIT ORGANIZATION AND ADMINISTRATION

1. The instructional/training area for the unit teacher and all paraprofessionals shall be located within immediate physical access of each other.

NOTE: the facility housing the unit must be such that the unit teacher is available to assist all paraprofessionals when needed (example, emergency situations, demonstration and supervision). One unit housed on separate campuses shall not be approved.

2. A unit operational must be submitted which describes the student's assignment to paraprofessionals. Possible options include rotating learning centers, having one paraprofessional assigned to the same three students for the entire school day, etc. NOTE: Should it be necessary to change the operational plan at any time, the new plan, plus rationale for changes, must be maintained on file at the school where the paraprofessional training unit is located.

3. The procedure or procedures used to collect data on a daily basis must be stated.

4. A daily schedule must be submitted listing all activities including planning time for paraprofessionals and teacher, staffing time, etc. Daily staffings must be documented and each student must be staffed at least once a month. Discussions of daily data collected must take place. This staffing must include the teacher and all paraprofessionals.

NOTE: An invitation should be extended to related service personnel and other individuals delivering services to a particular child; i.e., parents, administrators, etc., periodically.

5. Documentation must be maintained that the unit curricula address separate minimum performance standards when this program is approved by the Board of Elementary and Secondary Education; until such time local school systems may apply to the Office of Special Educational Services for approval of the unit course of study if this has not been specifically named within the approved Pupil Progression Plan.

6. A list must be submitted of the curriculum skill areas for which instruction is provided. These areas must include at a minimum those listed in the 754 Regulations, self-help (toilet training, dressing skills, grooming skills, feeding skills and preacademic readiness activities).

NOTE: Additional curriculum skill areas which would be considered appropriate for severely and profoundly handicapped include, but are not limited to, communication, motor, social and prevocational.

7. Pupil-staff ratios must meet 754 Regulations: One teacher, unit attendant and two paraprofessionals for the initial six severely or profoundly handicapped children, including preschool children, provided that after the initial six there shall be one

additional paraprofessional for each additional group of three, not to exceed four additional groups of such children.

NOTE: Paraprofessionals assigned to a paraprofessional training unit are expected to accompany and assist students within the unit throughout the school day (i.e., lunch, toileting, adapted physical education and other appropriate related services).

8. If educational services are being provided by a school system within a private or DHHR facility or if services are being provided by more than one agency, an interagency agreement must be developed and approved by the Office.

9. The application must describe the classroom assessment procedures to be completed at a minimum of twice a year. These procedures must include systemic observations and a behavior checklist or assessment instrument designed to be used with the severely/profoundly or preschool handicapped student. The assessment must be appropriate for evaluating the IEP goals and objectives.

10. The application must provide assurance that all policies and procedures as outlined in the Board Approved Special Education Behavior Management Guidelines (when these become effective) are to be followed.

11. Job descriptions for unit paraprofessionals and unit teachers must be on file with assurances that these have been explained and signed by the personnel involved.

12. It must be indicated on the IEP of each student within the unit that a paraprofessional training unit is the placement. The parent(s) of all students within the unit shall give formal parental approval for their children to participate in the paraprofessional training unit.

13. The unit shall be located within an approved school.

#### IV. PUPIL-STAFF RATIOS FOR STUDENTS IN HOSPITAL SETTINGS WITHIN DHHR FACILITIES SERVED BY SSD NO. 1 STAFF

1. Pupil-staff ratios for training units established to serve students in hospital settings within DHHR facilities will be allowed the ratio of 5 to 10 exceptional students per educational paraprofessional and will be operated in accordance with all other criteria. NOTE: The 5 to 10 students per paraprofessional ratio shall decrease as the amount of instructional time per student increases. The ratio would be such that each educational paraprofessional serving students in a hospital setting would provide a minimum of five hours of one-to-one "hands-on" instructional time.

2. Each student in a unit within a hospital setting must receive a minimum of 30 minutes of educational instruction time per day.

3. Documentation must be on file for each student served by a unit within a hospital setting that the student, due to medical concerns/treatment and certified in the individual evaluation report or as prescribed by a licensed medical professional (doctor, nurse, etc.), is able to receive no more than one hour and 15 minutes of educational instructional time per day.

4. Each educational paraprofessional in a hospital setting serving students receiving 30 minutes of instruction will be assigned a maximum of 10 students.

5. Each educational paraprofessional in a hospital setting serving students receiving one hour and 15 minutes of instructional time shall be assigned a maximum of five students. As each individual student's tolerance for instructional time increases beyond one hour and 15 minutes, the student will be assigned to a regular paraprofessional training unit and assignments will adhere to the pupil-staff ratios as established in 754 Regulations of three students per paraprofessional and a maximum of six paraprofessionals, 18 students, unit attendant and a certified teacher per unit.

6. A training unit with a pupil-staff ratio of 5 to 10 students

per paraprofessional will be allowed a maximum of five paraprofessionals per unit within the hospital setting.

Rule 7.02.05

The Board adopted the leave policy for Louisiana Special Education Center, Alexandria, for the 1981-82 school year.

Rule 6.02.20

The Board adopted the following policy on referrals to the Louisiana Special Education Center, Alexandria: As a first priority, the admissions channel shall be the Treatment, Care, Habilitation or Rehabilitation Referral (DHHR Regional Review). Thereafter, the admission channel shall be Educational Residential Placement/Referral (LEA).

James V. Soileau  
Executive Director

### RULES

#### Department of Natural Resources Office of Forestry and Office of the Governor Tax Commission

#### Timber Stumpage Values Calendar Year 1982

Listed below are the timber stumpage values set by the Louisiana Tax Commission and the Louisiana Forestry Commission on December 7, 1981, as provided by law. These values are for the calendar year 1982.

The unit values were determined by the Commissions following an examination of stumpage price information collected from sawmills, pulpmills, and pulpwood procurement centers.

The sawtimber values are based on accepted Doyle Log Rule standards and the pulpwood values are based on a standard cord (128 cu. ft.).

Pine Sawtimber	\$224.00 Per M Bd. Ft.
All Hardwoods and Cypress	
Sawtimber	60.00 Per M Bd. Ft.
Pine Pulpwood	13.00 Per Cord
Hardwood Pulpwood	4.40 Per Cord

The regular severance tax rate is 2¼ percent of the above sawtimber stumpage values and 5 percent of the above pulpwood values.

The severance tax rate on Timber Conservation Contract lands is 6 percent of all above stumpage values both sawtimber and pulpwood.

Effective date: January 1 - December 31, 1982.

All other forest products (fence posts, ties, poles, piling, etc.) to be computed on basis of accepted Doyle Log Rule standards or standard cords (128 cu.ft.) as applicable.

D. L. McFatter,  
State Forester  
Mr. J. Reginald Coco, Jr.,  
Chairman, Tax Commission

### RULE

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

The Department of Health and Human Resources, Office of Family Security, has adopted a 9.8 percent increase in the Aid to Families with Dependent Children (AFDC) and General Assist-

ance (GA) Need Standards.

Revised Statute 46:447 of the 1978 Legislature requires that the Office of Family Security establish AFDC and GA Need Standards and that those standards be adjusted each year effective

January 1 to reflect the cost of living increase as reported in the Department of Labor's Consumer Price Index.

The current need standards are shown below. Using a 9.8 percent increase standard, the new AFDC and GA Need Standards are as follows:

NON-URBAN

Size of Household	Current Need Standard	Increased Need Standard	150% Need Standard (Current)	150% need Standard (Increased)
1	\$ 159.00	\$ 175.00	\$ 238.50	\$ 262.50
2	296.00	325.00	444.00	487.50
3	419.00	460.00	628.50	690.00
4	522.00	573.00	783.00	859.50
5	621.00	682.00	931.50	1,023.00
6	712.00	782.00	1,068.00	1,173.00
7	805.00	884.00	1,207.50	1,326.00
8	895.00	983.00	1,342.50	1,474.50
9	979.00	1,075.00	1,468.50	1,612.50
10	1,067.00	1,172.00	1,600.50	1,758.00
11	1,160.00	1,274.00	1,740.00	1,911.00
12	1,256.00	1,379.00	1,884.00	2,068.50
13	1,358.00	1,491.00	2,037.00	2,236.50
14	1,456.00	1,599.00	2,184.00	2,398.50
15	1,557.00	1,710.00	2,335.50	2,565.00
16	1,657.00	1,819.00	2,485.50	2,728.50
17	1,757.00	1,929.00	2,635.50	2,893.50
18	1,857.00	2,039.00	2,785.50	3,058.50

For each additional person add \$119 to the Need Standard and \$178.50 to 150% of the Need Standard.

URBAN-ORLEANS, JEFFERSON,  
EAST BATON ROUGE AND ST. BERNARD

Size of Household	Current Need Standard	Increased Need Standard	150% Need Standard (Current)	150% Need Standard (Increased)
1	\$ 173.00	\$ 190.00	\$ 259.50	\$ 285.00
2	331.00	363.00	496.50	544.50
3	460.00	505.00	690.00	757.50
4	565.00	620.00	847.50	930.00
5	667.00	732.00	1,000.50	1,098.00
6	760.00	834.00	1,140.00	1,251.00
7	849.00	932.00	1,273.00	1,398.00
8	939.00	1,031.00	1,408.50	1,546.50
9	1,025.00	1,125.00	1,537.50	1,687.50
10	1,112.00	1,221.00	1,668.00	1,831.50
11	1,206.00	1,324.00	1,809.00	1,986.00
12	1,302.00	1,430.00	1,953.00	2,145.00
13	1,395.00	1,532.00	2,092.50	2,298.00
14	1,494.00	1,640.00	2,241.00	2,460.00
15	1,595.00	1,751.00	2,392.50	2,626.50
16	1,702.00	1,869.00	2,553.00	2,803.50
17	1,785.00	1,960.00	2,677.50	2,940.00
18	1,898.00	2,084.00	2,847.00	3,126.00

For each additional person add \$130.00 to the Need Standard and \$195 to 150% of the Need Standard.

GA NEED STANDARD

Size of Household

1	\$288 (262)
2	\$363 (331)

George A. Fischer  
Secretary

**RULE**

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

The Department of Health and Human Resources, Office of Family Security, has implemented effective August 28, 1981, the following additional list of drugs for which Maximum Allowable Costs (MAC) are required by Federal Regulation published in the Federal Register, July 14, 1981, Volume 46, Number 134.

The additional Maximum Allowable Costs (MAC) that have been established are:

Glutethimide, oral tablet, 500mg.	\$0.0432
Procainamide HCL, oral tablet, 375mg.	0.0383
Procainamide HCL, oral Capsule, 250mg.	0.05605
Procainamide HCL, oral Capsule, 500mg.	0.0235
Proprantheleine Bromide, oral tablet, 15mg.	0.0235

George A. Fischer  
Secretary

**RULE**

**Department of Health and Human Resources  
Office of Human Development**

In accordance with the Appropriations Act of the 1981 Louisiana Legislature, effective January, 1982, the Department of Health and Human Resources, Office of Human Development adopts the following rate increases in vendor payments to licensed day care centers and family care homes.

Rate Increases to Licensed Day Care  
Centers and Family Day Care Homes

**LICENSED DAY CARE CENTERS**

	Old Rate	New Rate
Monthly	\$123.20	\$133.98
Daily	\$ 5.60	\$ 6.09
Hourly	\$ .80	\$ .87

**APPROVED FAMILY DAY CARE HOMES**

	Old Rate	New Rate
Monthly	\$81.62	\$89.32
Daily	\$ 3.71	\$ 4.06
Hourly	\$ .53	\$ .58

The amount paid by the Office of Human Development to a day care center for a child's full time care shall be the center's regular fee for day care and transportation but shall not exceed \$133.98 per month.

George A. Fischer  
Secretary

**RULE**

**Department of Health and Human Resources  
Office of Human Development**

In compliance with Act 575 of the 1981 Louisiana Legislature the Department of Health and Human Resources, Office of Human Development hereby adopts the following rule pertaining to eligibility in the Adoption Subsidy Program:

Whenever an eligible child has been available for adoption for at least six months and every reasonable effort has been made

to place the child for adoption with Louisiana residents, adoptive parents from other states shall be eligible for a subsidy under the same conditions as Louisiana residents, except where the other state has a subsidized adoption program that is available to such non-resident parents.

Additionally, the income eligibility standard for the Adoption Subsidy Program is being revised to reflect adjustments in the Louisiana median income as computed by the U.S. Bureau of the Census. Persons adopting special needs children in the custody of the Department of Health and Human Resources whose family income is below that listed on the table below may apply for an adoption maintenance subsidy.

FAMILY SIZE	GROSS ANNUAL INCOME
1	\$12,057
2	\$15,757
3	\$19,483
4	\$23,183
5	\$26,907
6	\$30,602
7	\$31,300
8	\$31,992
9	\$32,706
10	\$33,401
11	\$34,094
12	\$34,786
13	\$35,478
14	\$36,171

For each additional family member above fourteen (14) persons, add \$692 to the gross monthly income column.

George A. Fischer  
Secretary

**RULE**

**Department of Health and Human Resources  
Office of Human Development**

As provided for in the Appropriations Act of the 1981 Louisiana Legislature, the Department of Health and Human Resources, Office of Human Development hereby adopts the following rule changes which increase (as shown) the fees or rates paid for the following Foster Care services:

1. Daily board rate for a foster child in Foster Family Care under age six - from \$5.24 per day (\$160 per month) to \$6.03 per day (\$180 per month).

2. Daily board rate for a foster child in Foster Family Care between the ages of six years and twelve years - from \$6.11 per day (\$185 per month) to \$7.03 per day (\$210 per month).

3. Daily board rate for a foster child in Foster Family Care ages thirteen and above - from \$6.98 per day (\$212 per month) to \$8.03 per day (\$240 per month).

4. Monthly subsidy for specialized foster care from \$700 per month to \$800 per month.

George A. Fischer  
Secretary