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# Executive Orders

## EXECUTIVE ORDER EWE 84-10

WHEREAS, changing national and international economic and market conditions require the State of Louisiana to reevaluate the economic structure upon which it traditionally has depended to secure the well-being of its citizens;

WHEREAS, while the State of Louisiana is endowed with and enjoys an abundance of mineral resources, prevailing and anticipated market conditions in the oil and gas industry have had an adverse effect on the state's revenues, therefore demonstrating the state's overdependence on income from these resources;

WHEREAS, the state also is blessed with a wealth of natural resources other than mineral resources which can serve as an inducement for the establishment of new businesses and industries within the state; and

WHEREAS, it is mandatory that the state make a concerted effort to formulate an economic development program which includes all components necessary to achieve the state's ultimate goal of economic prosperity and stability, through expanding opportunities for existing business and industries and through the attraction of new businesses and industries to the state and the corresponding creation of quality employment opportunities of the citizens of this state;

WHEREAS, to devise such a comprehensive program, there must be coordination between the private and public sectors on local and statewide levels to facilitate the formulation of an adequate and acceptable program and its successful implementation.

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, by virtue of the authority vested in me by the Constitution and laws of the State of Louisiana do hereby order and direct as follows:

Section 1: There is hereby created The Governor's Economic Development Commission, whose primary mission shall be to oversee implementation of the state's development program.

Section 2: The commission shall be composed of the president of the Senate, the speaker of the House of Representatives, the chairman of the Senate Committee on Commerce, and the chairman of the House Committee on Commerce. The membership of the commission also shall include representatives on a state and national level of business, industry, labor, finance, education, and other relevant segments of the private sector, each of whom shall be appointed by the governor to serve at the pleasure of the governor.

Section 3: The duties of the commission are to:

1. Assist the governor and the legislature in setting goals to be achieved by implementation of the state's economic development program.

2. Provide a forum for the exchange of information concerning promotion of the state's economic development; for the discussion of related problems and their possible solutions by those participating in the economic development process; and for the discussion of recommendations on priorities in allocating the state's resources necessary to ensure economic growth.

3. Provide background research and an analysis of the separate sub-state economies and the economies of the different regions of the state in order to reconcile and coordinate their differing needs and to target the state's resources accordingly.

4. Assist the governor and the legislature in formulating a comprehensive economic development program through the assimilation of information and proposals received by the commission.

5. Act as an oversight body to establish program standards for each component of the state's economic development program, and then to audit annually the components of that program to ensure that general policy and program objectives are being met.

6. Assist the governor and the legislature in developing second phase policy and program initiatives as the state's economic development program progresses.

Section 4. Meetings; officers; quorum; compensation

A. The commission shall meet semi-annually and at other times on call of the chairman. The commission shall promulgate rules and regulations or by-laws to govern its meetings and shall fix the time and place at which meetings shall be held.

B. The governor shall designate one member of the commission to serve as chairman at the pleasure of the governor. The members may elect such other officers as is deemed necessary.

C. A majority of the members shall constitute a quorum for transacting the business of the commission. Any action of the commission shall be approved by the affirmative vote of a majority of the members present.

D. The members of the commission shall receive no compensation for their services, but shall be reimbursed for actual expenses for necessary travel and other expenses incurred in the performance of their duties as members of the commission, in accordance with regulations of the Division of Administration.

Section 5. The commission is authorized to receive or accept and to expend any funds which may be appropriated by the legislature or which may be donated or contributed to or otherwise secured by the commission from any public or private source to carry out its duties.

Section 6. This executive order shall remain in effect until modified, amended or rescinded by the governor, or until terminated by operation of 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 25th day of July, 1984.

Edwin Edwards  
Governor of Louisiana

## EXECUTIVE ORDER EWE 84-11

WHEREAS, Louisiana's ports, both deep-draft and shallow-draft, have been and are a key to the economic well-being and the continuing economic development of the state; and

WHEREAS, because of changing circumstances in the shipping industry in recent years, particularly in the character, volume, and directional flow of cargo, and correspondingly in the nature of facilities needed to handle such cargo, there is a need for a current assessment of the role that ports presently play in Louisiana, and the role that such ports should play in the future.

NOW, THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, by virtue of the authority vested in me by the Constitution and laws of this state, do hereby order and direct as follows:

SECTION 1: The Governor's Study Commission on Ports is hereby established.

SECTION 2: The commission shall be composed of the following members, each of whom shall be appointed by the governor to serve at the pleasure of the governor:

- (1) One member of the steamship industry;
- (2) One river pilot;
- (3) One member from the port-related organized labor force;
- (4) One member of the House of Representatives;
- (5) One member of the Senate;

(6) Two members from the state at large.

The governor shall designate one member of the commission to serve as chairman.

SECTION 3: The duties of the commission are to:

(1) Investigate potential ways in which state government can assist and support the state port system.

(2) Recommend a mechanism for coordination of the state's deep-draft ports in order to encourage the state's broader international trade and economic development objectives.

(3) Recommend measures to enhance the competitive position and to expand the share of Louisiana's deep-draft ports in national and international cargo markets.

(4) Recommend measures to provide improved interaction between Louisiana's deep-draft ports as links in the inland waterways, shallow-draft ports and international shipping systems.

(5) Recommend measures to assist shallow-draft ports in their planning, marketing, and program implementation and other port-related matters.

(6) Develop a plan to avoid duplication of port facilities and to insure an optimal allocation of local, state and federal resources available to develop the ports.

(7) Submit a written report of its findings and recommendations for legislation to the governor and the legislature by March 15, 1985.

SECTION 4: No member of the commission shall receive a per diem but shall be reimbursed for actual travel expenses in accordance with regulations of the Division of Administration.

SECTION 5: The commission shall appoint an advisory committee composed of representatives of the deep-draft and shallow-draft ports and of the Departments of Commerce, Natural Resources, Transportation and Development, and Environmental Quality. This advisory committee shall serve as a resource group to provide information to the commission upon request by the commission.

SECTION 6: Each department and agency of the state is directed to cooperate fully in providing information and other assistance to the commission.

SECTION 7: The commission is authorized to receive or accept grants, donations, contributions, or appropriations from public or private sources and is further authorized to expend any funds made available from these sources to carry out the purposes of the commission.

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 25th day of July, 1984.

Edwin Edwards  
Governor of Louisiana

#### **EXECUTIVE ORDER EWE 84-12**

WHEREAS, The Community Development Block Grant Program (CDBG) (Public Law 93-383) authorizes the states to administer the small cities program so that each state may design most effectively its community development program to meet its specific needs within the confines of certain congressional mandates; and

WHEREAS, the 1981 Omnibus Reconciliation Act (Title III, Subtitle A) requires each state to establish, with citizen input, its community development objectives and a method of distribution of funds which will enable the state to meet its stated objectives; and

WHEREAS, the state of Louisiana has chosen to exercise its authority to formulate guidelines for implementing the CDBG program which reflects the priorities of its people;

NOW THEREFORE I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby order and direct as follows:

SECTION I: The Governor's Community Development Advisory Committee is hereby established.

SECTION II: Membership; terms; compensation

A. The committee shall be composed of ten members, as follows:

1. Three members shall be appointed by the governor from a list of nominations submitted by the Louisiana Municipal Association.

2. Three members shall be appointed by the governor from a list of nominations submitted by the Louisiana Police Jury Association.

3. Three members shall be appointed by the governor from citizen groups, practicing consultants, or professional planners.

4. The secretary of the Department of Urban and Community Affairs shall serve as an ex-officio, non-voting member of the committee.

B. Each member appointed by the governor shall serve at the pleasure of the governor.

C. No member of the committee shall receive compensation for his services, but shall receive reimbursement for actual expenses incurred in the performance of duties pursuant to this order in accordance with regulations of the Division of Administration.

SECTION III: The secretary of the Department of Urban and Community Affairs shall serve as liaison between the committee and the governor's office. The assistant secretary of the office of planning and technical assistance shall serve as the executive secretary of the committee. The executive secretary shall secure such staff for the committee as is deemed necessary.

SECTION IV: The duties of the commission are to:

1. Identify community development problems and their causes throughout the state.

2. Recommend to the governor guidelines for the distribution of CDBG funds so as to ensure the most effective use of said funds. The recommendations shall be submitted to the governor prior to publication in the *Louisiana Register* of the Final Statement setting forth the allocation of the CDBG funds.

SECTION V: The community development program shall be administered by the Department of Urban and Community Affairs.

SECTION VI: No member of the commission shall receive compensation for his services pursuant to the order nor shall a member receive reimbursement for personal expenses from public funds.

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 31st day of July, 1984.

Edwin Edwards  
Governor of Louisiana

# **Emergency Rules**

## **DECLARATION OF EMERGENCY**

### **Department of Agriculture Agricultural Finance Authority**

In accordance with the emergency provisions of the Administrative Procedure Act (LRS 49:953(B)), notice is hereby given



that the Department of Agriculture, Louisiana Agricultural Finance Authority, at a regularly scheduled meeting held on July 13, 1984, determined that an economic emergency created by the non-availability of capital for agricultural purposes at reasonable interest rates continues to exist and that recent federal legislation requires some revision to previously proposed permanent rules; that pending the adoption of permanent rules, it is necessary that emergency rules be adopted in order to continue the program.

The Authority further determined that, in order to expedite the release of bond proceeds for loans in the agricultural community and, in order to alleviate these conditions to the extent possible, it is necessary to reenact certain regulations on an emergency basis which had previously been adopted on December 8, 1983 and January 12, 1984, March 29, 1984 and a change in Rule 1.04 on May 10, 1984.

Therefore, under the authority contained in the provisions of LRS. 49:953(B) and LRS 3:266, the Authority adopted the following rules and regulations on an emergency basis.

#### Part I: General Provisions

##### 1.01 Definitions

1. The terms "Authority", "Agricultural Loan", "Agriculture", "Bonds", "Commissioner", "Department", "Federal Government", "Lending Institution", "Persons", and "State" are defined in the Act and have the same meaning when used in these Rules as are ascribed to them in the Act.

2. "Act" means Chapter 3-B of Title 3, comprising Sections 261-284, inclusive, of the Louisiana Revised Statutes of 1950, as amended.

3. "Director" means the Director of the Authority when and if appointed by the Authority with the approval of the Commissioner. The Authority may also appoint, with the approval of the Commissioner, an Assistant Director.

4. "Program" means a program established by the Authority pursuant to Rule 2.01 hereof.

5. "Resolution" means a resolution of the Authority.

6. "Rules" means these emergency rules and regulations.

##### 1.02 Acceptance of Aid and Guarantees

In connection with any Program, the Authority, by Resolution may accept financial or technical assistance, including insurance and guarantees, from the Federal or State governments or any Persons; agree to and comply with any condition attached thereto; and authorize and direct the execution on behalf of the Authority of any agreement which it considers necessary or appropriate to implement any such financial aid and technical assistance, insurance, guarantees or other aid. The Authority, by Resolution, may accept any guarantee or commitment to guarantee its Bonds and authorize and direct the execution on behalf of the Authority of any agreement which it considers necessary or appropriate with respect thereto.

##### 1.03 Application Fee

All applicants for loans under this program shall pay a fee, which shall be non-refundable, for examination of the application as to eligibility for approval. The application fee shall be due and payable to the Authority only upon presentation to the Authority of a loan application which has been previously approved by a Lender. The fee shall be determined by the total amount of the loan sought, as follows:

	Fee Required
Loans of less than \$ 25,000	\$ 50
Loans of \$ 25,001 - \$200,000	\$100
Loans of more than \$200,000	\$200

##### 1.04 Maximum Interest Rate on Variable Rate Loans

No loan containing variable interest rates shall be approved at any rate which exceeds 85 percent of the base rate on

corporate loans at large U.S. money center commercial banks as published in "The Wall Street Journal" as the "Prime Rate" as of the date on which interest to be due from the Borrower first begins to accrue and at any subsequent adjustment of said rate.

#### II: Programs

##### 2.01 Establishment

The Authority, by Resolution, may establish a Program or Programs pursuant to which the Authority may purchase or contract to purchase and sell or contract to sell Agricultural Loans made by Lending Institutions. The Authority, by Resolution, may also establish a Program or Programs pursuant to which the Authority may make or contract to make loans to and deposits with Lending Institutions, provided that any such Program or Programs shall require that all proceeds of such loans or deposits, or an equivalent amount, shall be used by such Lending Institutions to make Agricultural Loans.

##### 2.02 Treatment of Lending Institutions

Any Program established by the Authority shall provide for the fair, impartial, uniform and equitable treatment of all Lending Institutions. The Chairman is hereby authorized to establish such notification and communication procedures and arrangements as he shall determine to be reasonable under the circumstances to provide for effective and efficient information dissemination to Lending Institutions of the availability of the Authority's Programs.

##### 2.03 Program Guidelines

The Authority shall cause guidelines or summary descriptions for or of any Program proposed to be established by the Authority and such shall contain discussions of the scope of such Program, the documentary structure of such Program, the legal requirements for participation by Lending Institutions and their borrowers and the procedures, terms, and conditions under which Lending Institutions may participate in such Programs.

##### 2.04 Assistance

The Authority may provide staff services to assist Lending Institutions in complying with the requirements of the Act and these Rules in connection with any Program. The Chairman may establish a preapplication procedure in connection with any Program and may conduct or cause to be conducted such informational meetings in connection with any Program as he may deem appropriate under the circumstances. Forms to be employed as offers to participate or applications shall be prepared or approved by the Chairman and shall specify the information to be included therein and the supporting materials to be submitted therewith.

##### 2.05 Determinations of Eligibility

The Authority shall review the analysis and recommendations of the Chairman with respect to responses by Lending Institutions concerning a proposed Program and, if the Authority, by Resolution, finds and determines that such responses evidence a demonstrated need for the implementation of such Program in accordance with the requirements of the Act and these Rules, the Authority, by Resolution, may determine to implement the Program.

##### 2.06 Acceptance of Offers to Participate or Applications

The Authority from time to time, by Resolution, shall approve offers to participate or applications submitted by Lending Institutions in connection with a Program. Any such offer to participate or application shall have attached thereto and incorporated by reference therein the form or forms of the loan purchase agreement, loan agreement, depository agreement or other instrument to be entered into by and between the Authority and the Lending Institution under and pursuant to such Program (the "Program Documents"). Forms of the Program Documents and any other instruments relating to the issuance and sale of the Authority's Bonds to be issued for the purpose of providing the funds for the Program shall be prepared, and may be revised and

amended, by the Authority under the direction of the Chairman on behalf of the Authority. Any such offer to participate or application shall be a unilateral offer and shall be a binding contract between the Authority and Lending Institution upon acceptance and notice of acceptance by the Authority. Any such offer to participate or application shall state the aggregate principal amount of the Agricultural Loans which the Lending Institution offers to sell to the Authority or which the Lending Institution agrees to make upon the loan to or deposit with the Lending Institution of funds of the Authority, as the case may be, under and pursuant to the Authority's Program and the period within which such Agricultural Loans are to be sold or made. Any such offer to participate or application shall state the principal amount of the Agricultural Loans to be sold by the Lending Institution to the Authority and the price thereof or the principal amount of the Agricultural loans agreed to be made by the Lending Institution upon the loan to or deposit with the Lending Institution of the specified amount of funds of the Authority, as the case may be, the insurance requirements, if any, of such Program as provided in Rule 3.03 hereof and the amounts of the commitment, origination and/or servicing fees which the Lending Institution may charge its borrower.

#### 2.07 Notification of Acceptance by Authority

The Authority shall notify each Lending Institution which has submitted an offer to participate or application as to the aggregate principal amount of Agricultural Loans, if any, which the Authority will agree to purchase or for which the Authority will lend to or deposit with the Lending Institution funds of the Authority, as the case may be, subject to the conditions set forth in the offer to participate or application. The aggregate principal amount of Agricultural Loans which the Authority will agree to purchase (or for which the Authority will lend or deposit funds of the Authority) from any Lending Institution shall not exceed the aggregate principal amount of Agricultural Loans offered to be sold or made by the Lending Institution and may be in a principal amount less than that requested. The Authority shall notify each Lending Institution of the interest rate or rates it may charge on the Agricultural Loans, the requirements to be met by such Lending Institution for the sale or making of such Agricultural Loans and the date of the expected availability of the proceeds of the Authority's Bonds for the purposes of the Program.

#### 2.08 Allocation of Funds for Agricultural Loans

The Authority shall in its sole discretion reduce the amount of each offer to participate or application to an amount it deems reasonable in the event that the Authority receives offers to sell or make more Agricultural Loans than is practical. Such reduction shall be on a pro rata basis, provided that the Authority may consider the historic experiences of the Lending Institutions in making Agricultural Loans and other relevant factors. Priorities for allocations of Authority funds under a program may be established and reviewed by the Authority. Priorities may be based on criteria established by the Authority as best effectuating the purposes of the Act including, without limitation, a determination by the Authority of the geographic, demographic and other factors which may be evaluated by the Authority in the context of other Programs made or to be made available by the Authority.

### Part III: Details of Agricultural Loans

#### 3.01 Terms and Conditions of Agricultural Loans

Agricultural Loans to be sold or made by Lending Institutions pursuant to a Program or Programs shall be subject to and comply with such terms and conditions as shall be established by the Authority in the Program Documents. The Program Documents shall contain such terms, conditions and requirements as the Authority deems appropriate including such provisions designed to assure that there at all times shall be sufficient funds to enable the Authority to make the payments on its Bonds plus any admin-

istrative and other costs of the Authority with respect to the Bonds, the establishment and implementation of the Program and otherwise in connection with the transactions contemplated thereby.

#### 3.02 Administration and Servicing of Agricultural Loans

Each Lending Institution shall service and administer the Agricultural Loans in accordance with the terms of the Program Documents. In the event the Lending Institution is an institution regulated by a Federal or State regulatory agency, the Authority may require that such Lending Institution will agree to service the Agricultural Loans in the manner and according to the standards required by such regulatory agency and in no event at a lesser standard of service than is maintained on loans of the same character as the Agricultural Loans as are owned by such Lending Institution. Each Lending Institution, in addition, will agree to service the Agricultural Loans in such a manner so as to provide that any Federal, State or private insurance or guarantee will be maintained.

#### 3.03 Insurance of Agricultural Loans

The Authority may establish a Program under which the Lending Institutions may be required to insure or under which the Authority may determine to insure and/or reinsure Agricultural Loans to be purchased by the Authority or to be made by the Lending Institutions from funds of the Authority loaned to or deposited with the Lending Institutions. All such terms, conditions, limitations, collateral and security provisions and reserve requirements shall be described in the guidelines or summary descriptions for or of the Program prepared by the Authority pursuant to Rule 2.03 hereof and shall be included in the Program Documents.

Bob Odom  
Commissioner

### **DECLARATION OF EMERGENCY**

#### **Department of Agriculture State Entomologist**

In accordance with the emergency provisions of LRS 49:953B, the Administrative Procedure Act, and the authority granted to the State Entomologist under the provisions of LRS 53:2302, notice is hereby given that the Department of Agriculture, State Entomologist has determined that a current epidemic of highly contagious Acarine Mites in Texas has created an emergency situation affecting the apiary industry in Louisiana.

In order to protect the apiary industry, the State Entomologist has imposed a quarantine against the entire State of Texas on emergency basis, including restricted articles which include colonies of bees, nuclei, comb or combless packages of bees, queens, used or second-hand beekeeping fixtures or equipment and anything that has been used in operating an apiary.

The movement of all restricted articles from Texas into or through Louisiana is prohibited unless there has been an actual inspection of 100 percent of the restricted articles performed ten days prior to movement from Texas to Louisiana.

The State Entomologist will adopt permanent rules relating to quarantines affecting the apiary industry under the rulemaking procedures set forth in LRS 49:950, et seq.

Bob Odom  
Commissioner

### **DECLARATION OF EMERGENCY**

#### **Department of Commerce Office of Commerce and Industry**

The Department of Commerce, Office of Commerce and Industry, is exercising the emergency provision of the Administra-

tive Procedure Act, R.S. 49:953B, to implement a rule effective September 1, 1984. This rule will implement procedures for administering the Local Economic Development Support Fund authorized by Act 634 of the 1984 Legislature.

The enabling legislation requires promulgation of rules and regulations. This emergency action is necessary for prompt processing of applications and timely contract negotiations.

**RULE**

**Local Economic Development Support Fund**

**1. Area of Service**

All contractees shall provide evidence of membership by resolution from affected governmental bodies that services shall be provided to the area stipulated in the contract.

**2. Staff**

Contractee organization shall be directed by a full time, paid professional economic developer.

**3. Base award**

Each contractee shall receive \$25,000 annually.

**4. Formula for distribution of additional monies**

Set monies shall be distributed on the basis of population and number of businesses within contracting area and number of services performed for contract. Population shall have a weight of 30 percent, municipalities shall have a weight of 10 percent and number of businesses shall have a weight of 60 per cent. A bonus of \$1,000 per parish for multi parish organizations will be granted.

**5. Scope of work**

Scope of work shall be individually negotiated with each applicant from the following tasks but shall include at least 14 of the following:

- a. Provide community data summaries on all applicable communities
- b. Provide data on industrial parks on approved forms
- c. Provide data on industrial sites on approved forms
- d. Provide data on industrial buildings on approved forms
- e. Report on annual inspection of industrial parks, sites and buildings
- f. Develop an office space guide
- g. Develop marketable properties
- h. Develop acceptable sales teams
- i. Develop promotional material on areas and properties
- j. Participate in C&I prospecting trips
- k. Encourage the development of Local Development Corporations
- l. Coordinate the Ready City Program
- m. Identify Federal/State funding for constituency
- n. Provide loan packaging
- o. Provide financing assistance
- p. Identify applicants and provide assistance for the SBIR program
- q. Identify joint venture/licensing opportunities
- r. Provide export assistance
- s. Identify opportunities for establishing businesses
- t. Maintain a library of entrepreneurial materials
- u. Maintain an economic inventory series
- v. Establish a computer link with C&I computer facilities
- w. Maintain a list of key loan officers in lending institutions
- x. Maintain a listing of bonding capabilities of various jurisdictions
- y. Provide an annual available labor market data of various labor market areas on approved forms
- z. Develop audio/visual promos on applicable areas

- aa. Provide planning, zoning and subdivision technical assistance
- bb. Sponsor economic development seminars
- cc. Provide office space, equipment and staff to C&I field reps
- dd. Sponsor/co-sponsor national/international advertising
- ee. Provide economic development infrastructure development
- ff. Cooperate in state level efforts to develop hi-tech activities
- gg. Promote the increase of available venture capital
- hh. Disseminate information from C&I to local governments
- ii. Assist with mapping and technical assistance in the Enterprise Zone program
- jj. Prepare UDAG applications

**6. Reporting**

All contractees shall submit a quarterly narrative and financial report to the Office of Commerce and Industry.

7. The following application shall be submitted to: Assistant Secretary, Louisiana Department of Commerce, Office of Commerce and Industry, Box 44185, Baton Rouge, LA 70804.

Applications for funding for FY 1984-85 shall be submitted by 10 a.m. on August 27, 1984. Application deadline in subsequent years shall be 10 a.m. of the first Monday of August.

Requests for additional copies of rules and the application and questions and comments should be addressed to: Mrs. Nadia L. Goodman, Office of Commerce and Industry, Box 44185, Baton Rouge, LA 70804.

Kevin Couhig  
Assistant Secretary

Date Submitted: \_\_\_\_\_

**APPLICATION**  
to  
**LOUISIANA DEPARTMENT OF COMMERCE**  
**OFFICE OF COMMERCE AND INDUSTRY**  
for  
**LOCAL ECONOMIC DEVELOPMENT SUPPORT FUND**

Name of Organization: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

\_\_\_\_\_

Telephone: \_\_\_\_\_

Executive Director: \_\_\_\_\_

(Attach resume and evidence of employment by applicant organization as Exhibits A and B.)

Service Area: \_\_\_\_\_

(List parishes and municipalities served above and attach evidence of applicant organization's authorization to serve the area as Exhibit C.)

Scope of Work: \_\_\_\_\_

(Attach list of tasks from rules and any other services to be performed under requested contract as Exhibit D.)

Authorization to Enter into Contract: \_\_\_\_\_

(Attach a resolution from the governing board of organization authorizing applicant to enter into contract for LEDSF monies as Exhibit E.)

## DECLARATION OF EMERGENCY

### Board of Elementary and Secondary Education

The State Board of Elementary and Secondary Education, at its meeting of July 28, 1984, exercised those powers conferred by the emergency provisions of the Administrative Procedure Act R.S. 49:953B and adopted the following items as emergency rules:

1. Amended language in Bulletin 741, *Standard 2.102.01* under High School Credit for Elementary Students, as follows:  
*High School Credit for Elementary Students*

An elementary student shall be eligible to receive high school credit in a course listed in the high school program of studies provided that:

- a. The time requirement for the awarding of a Carnegie unit is met,
- b. The teacher is certified at the secondary level in the course taught,
- c. The student has mastered the set standards of the course taken, or
- d. The student has passed the credit examination in the subject taken mastering the set standards for the course.

2. Amended language in Bulletin 741, *Standard 2.102.05* to read:

"Students shall not be allowed to take proficiency examinations in courses previously completed in high school or at a level below that which they have completed."

3. Amended Bulletin 741 to reflect that computer science or data processing are permissible alternatives to the required course in computer literacy.

4. Amended Bulletin 741 to reduce the maximum class size for K-3 from 30 to 29 students.

The emergency adoption of these policy changes in Bulletin 741 is necessary in order that the school systems will have them in place for the 1984-85 school year and so that they can be included in the final printing of Bulletin 741.

James V. Soileau  
Executive Director

## DECLARATION OF EMERGENCY

### Department of the Treasury Bond Commission

The State Bond Commission at a regular meeting on July 10, 1984, unanimously adopted an amendment to its rules as previously adopted and amended.

The Commission exercised the emergency provisions of the Administrative Procedure Act La. R.S. 49:953B and adopted the following rule:

Applications submitted for approval by industrial development boards and public trusts for non-traditional (as previously defined herein) tax-exempt financing shall be assessed an application fee upon seeking preliminary approval, of \$1,000. An amount equal to  $\frac{1}{20}$  of one percent of the face amount of the bonds to be issued for the respective project shall be remitted upon request to sell, if a public trust project, or prior to closing if an industrial development board project. The remittance shall be in the form

of a cashier's check. However, this rule shall not apply to such applications where security for the indebtedness or evidence thereof consists of, in whole or in part, tax revenues or the full faith and credit of the state or its departments, agencies, or any of its political subdivisions.

Mary Evelyn Parker  
State Treasurer and Chairman

## DECLARATION OF EMERGENCY

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

Resolution adopted by the Louisiana Wildlife and Fisheries Commission at its regular monthly meeting held in Baton Rouge, Louisiana on Tuesday, July 10, 1984.

WHEREAS, the natural oyster reefs (oyster seed grounds) under the managerial supervision of the Louisiana Wildlife and Fisheries Commission must open on the first Wednesday following Labor Day, September 5, 1984 as provided for by Louisiana Law Title 56, Section 433, which also authorized the Commission to regulate the size limit and area closures after January 1 of each year on state controlled grounds, and

WHEREAS, "Oyster Seed Reservations" are small portions of the "Oyster Seed Grounds" managed and controlled for seed oyster production which are opened on alternate years.

NOW THEREFORE BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission does hereby open the "Hackberry Bay (Du Chene) Oyster Seed Reservation" and the "Sister Lake (Cailou Lake) Oyster Reservation" in accordance with Louisiana Law Title 56, Section 433, which opens said season one-half hour before sunrise on the first Wednesday following Labor Day, September 5, 1984 with the exception of "Sister Lake (Cailou Lake) Oyster Seed Reservation". Said season on the other reservations shall remain open with the same regulations as the regular oyster season; however, the secretary shall be authorized and empowered to close the two areas if it is deemed necessary by biological investigations and sampling.

BE IT FURTHER RESOLVED, that the "Sister Lake Oyster Seed Reservation" will remain open for the period (September 5 through September 30) for bedding only, close and then reopen October 15 for both bedding and sacking for the remaining portion of the public oyster season.

BE IT FURTHER RESOLVED, that the 1984 shell plant areas in Lake Borgne, Black Bay, Pelican Island and Sister Lake which have been properly marked will remain closed for the 1984-85 season.

BE IT FURTHER RESOLVED, that there will be no sacking within the area described under the reciprocating agreement area (RS 56:561) until October 29, 1984.

This is an emergency action. The reason for this emergency action is that the biological surveys to determine the amount, size, and condition of the oysters and oyster seed grounds have to be made continually until the week prior to the Commission Meeting in which this matter is the subject on the agenda.

J. Burton Angelle  
Secretary

## DECLARATION OF EMERGENCY

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

Resolution adopted by the Louisiana Wildlife and Fisheries Commission at the regular meeting held in Baton Rouge, Louisiana, Tuesday, July 10, 1984

WHEREAS, The Louisiana Department of Wildlife and Fisheries has the authority under the Endangered Species Act to establish an alligator season; and

WHEREAS, The alligator population in Louisiana has been determined by biologists of the Department to be capable of sustaining an annual harvest of surplus animals; and

WHEREAS, The removal of the surplus animals is considered to be a wise use of this natural resource of the State of Louisiana.

THEREFORE, BE IT RESOLVED, That the Louisiana Wildlife and Fisheries Commission does hereby adopt the following rules, regulations, and guidelines for administering the 1984 alligator season.

Alligator regulations submitted to the Louisiana Wildlife and Fisheries Commission at its regular meeting held in Baton Rouge, Louisiana on Tuesday, July 10, 1984\*

The Louisiana Department of Wildlife and Fisheries recommends that an alligator season be hereby established in accordance with the following regulations: No exceptions of these procedures will be permitted, and anyone taking alligators contrary to these regulations will be charged in accordance with Title 56 of the Louisiana Laws Pertaining to Wildlife and Fisheries, appropriate federal laws, and/or Wildlife and Fisheries Commission regulations;

1. Open area—Alligator habitat in the State of Louisiana. Harvest quotas will be rigidly controlled according to alligator population estimates within all of the state's wetland habitat types.

2. Harvest season—The open season shall run for a 30-day period beginning on September 8, 1984, and continue through October 7, 1984. Size—no alligators under four feet in length may be taken.

3. Harvest methods—Alligators may be taken only during daylight hours, between official sunrise and official sunset. If a licensed hunter is cited for hunting alligators out of season, at night, or on property other than that for which tags were assigned, all tags and skins for the current season will be confiscated in addition to revocation of the alligator hunting license. Special instructions will be issued to the holders of alligator hunter licenses shortly before the opening of the season describing detailed methods regarding the skinning of alligators. Skins processed contrary to the specific requirements of the Department will be considered illegal and will be confiscated by Department personnel. Pole hunting is prohibited to protect the nesting female populations. Hooks and lines may be set no more than one day prior to the season opening. No hook and line shall remain set after the closing day of the alligator season. All alligator hooks and lines must be checked daily and all hooks and lines must be removed when a hunter's tag quota is reached. Alligators cannot be cut loose from hooks and lines for purposes of selecting larger alligators.

4. Licenses—An alligator hunter must have in possession a valid commercial alligator hunter license to take or sell alligators or their skins or other alligator parts. The fee for the resident license is \$25 per year and for the non-resident \$150. These licenses are non-transferrable. In order to obtain a resident license, the hunter must have resided within the state for a period of 90 days immediately preceding the season and established bona fide residence in the state. A hunter must complete application forms provided by the Department and furnish proof that he owns the land or has an agreement with the landowner or another authorized hunter to hunt alligators on the specified property. Information as to the location and acreage of the property must be provided (all land descriptions must include parish, township, range, and section delineation figures). Applications must be submitted begin-

ning August 1, 1984. Property ownership and description requirements do not apply to public lake hunters. The alligator hunter license will be issued only after the hunter has satisfactorily complied with the above requirements. Commercial alligator hunter licenses will not be issued after September 14, 1984. Non-resident hunters and resident sport hunters must coordinate their hunt through landowners and licensed resident hunters. A non-resident hunter may take no more than three alligators per season. A fur buyer license or fur dealer license is required for purchasing and handling raw alligator skins in Louisiana. An alligator parts dealer license is required of any person who deals in alligator parts other than hides and who: (a) Buys from an alligator hunter or farmer for the purpose of resale; or (b) Manufactures within the state alligator parts into a finished product; or (c) Purchases, cans, processes, or distributes alligator meat for wholesale or retail. A retailer selling canned alligator parts or a retailer purchasing alligator parts from an alligator parts dealer or a restaurant selling prepared alligator meat for human consumption shall not be classified as an alligator parts dealer. The fee for the parts dealer license is \$50 per year. Persons or firms entering alligators or alligator skins and/or parts in interstate/foreign commerce in the course of a commercial activity must be licensed in accordance with state and federal regulations. Person shipping alligators, or alligator skins and/or parts to another state must do so in accordance with the regulations of that state. (An alligator retail meat/parts license is required of each retailer selling canned alligator parts or each retailer purchasing and selling alligator parts/meat and each restaurant selling prepared alligator meat for human consumption. The fee for the retail meat/parts license is \$5 per year).

5. Tagging—In addition to a valid commercial alligator hunting license, the hunter must also obtain from the Department, and have in his possession while hunting, official tags which must be firmly attached to each alligator skin immediately upon taking. Numbered tags will be issued to license holders for a sum of \$5 (one fee charged regardless of the number of tags involved). Alligator tags will not be issued after September 14, 1984. The tags must be attached and locked in the last six inches of the tail. The tag must remain attached to the skin until finally processed by the fabricator. It shall be illegal to possess alligator skins in Louisiana without valid official tags attached. Failure to properly tag an alligator or skin will result in confiscation of both the alligator or skin and tag. Official alligator tags will be issued only to alligator hunters, and farmers and only to those who have authorized applications. The number of tags will be issued on the basis of the quantity and quality of the habitat, and the rate per acre will be fixed based on extensive population estimates. Tags will be issued for alligator habitat only, based on final decision of Department biologists. Tags issued on public lakes are non-transferable and limited to five per hunter. No more than this fixed number of tags will be issued. Each official tag will bear a characteristic number, and the tag numbers issued to each hunter will be recorded. Hunters will be held accountable for all alligator tags issued to them. *Unused tags must be returned by the hunter to the Department no later than 15 days following the close of the season.* Department personnel must be notified, within 15 days following the close of the season, of any alligator hides not sold to a commercial buyer or dealer on official Louisiana Department of Wildlife and Fisheries forms provided. Lost or stolen tags will not be replaced but must be reported within 15 days of close of season. Tags can be used only on the lands applied for and approved on the application. Tags furnished by the Louisiana Department of Wildlife and Fisheries must be attached to all alligator meat/parts upon transfer by a hunter or farmer.

6. Alligator Farmers and Breeders—Licensed alligator farmers or breeders will be issued permits to kill and skin their al-

\*Harvest rates will be submitted upon completion of data analysis.

ligators but must follow the same rules and regulations which apply to wild alligators (except farm alligators can be harvested during closed season with Department approval).

7. Sale of Alligator Skins—All alligator skins taken during the alligator season must be validated by personnel of the Louisiana Department of Wildlife and Fisheries prior to the hides leaving the state. Special skinning instructions will be verified, and any skins not prepared according to instructions issued in advance of season will be considered illegal. Buyers/dealers must abide by special skinning instructions or be subject to forfeiture of improperly skinned hides.

8. Buyer/Dealer Hide Records—All buyers and dealers making purchases of alligator hides shall maintain a complete set of records of all purchases and sales. Such records will include names and addresses of buyers and/or sellers, alligator hide tag number and length, and date purchased. Dealers will submit reports as required by the Department for all hides purchased/sold. Every buyer or dealer having raw alligator hides in his possession shall file with the Department within sixty days after the close of the alligator season, or prior to shipping out of state, a complete report as specified on forms provided by the Department.

9. Shipment—All interstate shipments of raw alligator skins must be tagged with official out-of-state shipping tags provided by the Department. All shipments of skins within the state must be tagged with official Louisiana Department of Wildlife and Fisheries in-state shipping tags. A severance tax of 25 cents per hide must be paid on all out-of-state shipments at the time skins are transported or shipped.

10. Sale of Meat and Parts—Meat and other parts from lawfully taken alligators can only be sold according to Louisiana Health Department regulations, Louisiana Department of Wildlife and Fisheries regulations, and federal laws. Alligator meat sold for human food must be processed in a facility approved by the Louisiana Health Department. If a person or firm (corporation) is cited for buying or selling alligator meat that was not processed through a licensed alligator processing plant, all alligator meat in possession will be confiscated. Alligator hunters, farmers, and parts dealers shall maintain records of all transactions, purchases, and sales on forms provided by the Department. These forms shall be submitted to the Department within 30 days following the close of the season and thereafter at 60-day intervals until all parts are sold. All alligator meat and parts, excluding hides, shall be tagged with an official alligator parts tag (Color: Blue) to be furnished by the Department. Hunters, farmers, and alligator parts dealers (must be licensed by the Louisiana Health Department) shall furnish a bill of sale to all retailers and restaurants purchasing alligator parts. This bill of sale shall be maintained for a period of six months.

11. Nuisance Removal Program—A statewide alligator nuisance removal program will be administered on an annual basis. This program will allow the taking of problem alligators within the confines of municipal, ward, parish, or state responsibility where there are alligator-people conflicts. Alligators taken under this program must be taken in accordance with state regulations and local regulations/ordinances. Skinning instructions issued by the Department will be valid for one year, until the next year's skinning instructions are issued. This nuisance removal program depends upon close cooperation of state, parish, and local authorities. Tags may be issued by the Department to an approved licensed hunter who has been designated by Department supervisory personnel or officials of a local governing body. The number of tags issued will be based on the number of complaints received and the quantity and quality of alligator habitat involved. The Commission is hopeful this program will lessen the threat to people and property by reducing human/alligator contact.

12. Hunting on Public Lakes—The Department may se-

lect public lakes for an experimental alligator hunting program. The harvest will be controlled by a tag allotment for each lake as determined by population surveys by Department personnel. An alligator hunter can receive tags for and hunt on only one public lake each season. The tag quota for a public lake is five per hunter. *Alligator tags issued on public lakes are non-transferrable.* Applicants for public lake hunting must be 16 years of age or older. In the event that the number of applicants for any particular public lake exceeds the number of allowable hunters, a public drawing will be held to select hunters. Applications for public lake hunting must be received at least 10 days prior to the season opening date.

13. Harvest Rates—Tags will be issued on the following basis, with the exception of alligator farmers, breeders and the nuisance complaint program. HARVEST RATES ARE PRESENTLY BEING CALCULATED AND WILL BE DETERMINED BY BIOLOGISTS OF THE FUR AND REFUGE DIVISION. AERIAL NEST COUNTS AND NIGHT COUNT SURVEYS WILL BE COMPLETED ON 3 JULY, 1984. THIS DATA WILL BE ANALYZED, HARVEST RATE FIGURED, AND ALLIGATOR TAG ALLOTMENTS WILL BE PRESENTED TO DEPARTMENT/COMMISSION ADMINISTRATORS FOR THEIR CONSIDERATION.

This is to certify that the above and foregoing is a true copy of the excerpt of the meetings of the Louisiana Wildlife and Fisheries Commission held in Baton Rouge, Louisiana on July 10, 1984.

J. Burton Angelle  
Secretary

# Rules

## RULE

### Capital Area Ground Water Conservation Commission

Pursuant to the Administrative Procedure Act and R.S. 38:3076(14) and 38:3079 a Notice of Intent to raise pumpage fees was published in the *Louisiana Register* and the parish journals. A public hearing was held at 9:30 a.m. on June 22, 1984. No objections to the pumpage fee was voiced verbally or in writing.

On July 16, 1984 the Board of Commissioners passed a resolution to increase the pumpage fees from \$1.00 per million gallons to \$1.50 per million gallons effective January 1, 1985.

Mark E. Brown  
Chairman

## RULE

### Department of Commerce Racing Commission

The Louisiana State Racing Commission, at its meeting of July 12, 1984, formally adopted rule LAC 11-6:2.8 [renumbered LAC 35:315] and formally amended rules LAC 11-6:20.2C [renumbered LAC 35:4303] and 21.1 [renumbered LAC 35:4501]

#### RULE LAC 11-6:2.8

#### TO READ AS FOLLOWS:

“Minors are prohibited from attending race meetings except that any minor twelve years of age, or older, together with proof of age, may with Association approval, attend any race meeting if accompanied by a parent, grandparent or companion. In no case shall any minor in attendance be allowed to engage in

wagering. (For the purposes of this rule, companion is defined as any person 21 years of age or older who is a kin-relative of the minor.)”

**RULE LAC 11-6:20.2C  
TO READ AS FOLLOWS:**

“ . . . C. Must provide an annual medical affidavit certifying such person is physically and mentally capable of performing the activities and duties of a licensed jockey or exercise person. The stewards may require that any jockey or exercise person provide blood or urine samples for analysis after consultation with the track physician. Should a jockey or exercise person fail to comply with this requirement this person shall be suspended and referred to the Commission to show cause for refusing to do so. . . .”

**RULE LAC 11-6:21.1  
TO READ AS FOLLOWS:**

“A jockey agent may not contract the riding engagements of more than three riders. No jockey agent shall contract for more than two riders to start in any one race, except stakes races, who are under contract to the same jockey agent. As used herein, ‘jockey agent’ shall mean any person who contracts engagements for a rider or riders.”

Albert Stall  
Chairman

**RULE**

**Department of Environmental Quality  
Board of Certification and Training  
For Solid Waste Disposal System Operators**

Under the authority of the Louisiana Solid Waste Operators and Certification Training Program Act, La. R.S. 37:3101 et seq. and in accordance with the provisions of the Administrative Procedure Act, La. R.S. 49:950 et seq., the Louisiana Board of Certification and Training for Solid Waste Disposal Operators hereby adopts upon majority vote, the following changes to the Rules of Procedure for the Solid Waste Operator Certification and Training Program.

I.

Section 5.8 An applicant for regular certification must possess the qualifications for each level of operator as set forth below.

A. A level “A” operator shall have the following qualifications:

(1) Possess a high school diploma or equivalency certificate. An operator qualifying as a present practitioner under Section 5.11 of these Rules may meet this requirement by passing the operator examination required by Section 5.10 of these rules.

\*\*\*\*\*

B. A level “B” operator shall have the following qualifications:

(1) Possess a high school diploma or equivalency certificate. An operator qualifying as a present practitioner under Section 5.11 of these rules may meet this requirement by passing the operator examination required by Section 5.10 of these rules.

\*\*\*\*\*

C. A level “C” operator shall have the following qualifications:

(1) Possess a high school diploma or equivalency certificate. An operator qualifying as a present practitioner under Section 5.11 of these rules may meet this requirement by passing the operator examination required by Section 5.10 of these rules.

Section 5.10 Operator Examinations

A. (1) An applicant for certification must pass an operator examination as provided in this Section except as provided by Section 5.11 A.

(2) The Board shall hold not fewer than four examinations

per year for each of the two years following August 29, 1983, and at least two examinations per year for each year thereafter.

John Koury  
Assistant Secretary

**RULE**

**Department of Environmental Quality  
Office of Air Quality**

Under the authority of the Environmental Quality Act La. R.S. 30:1051 et seq., in accordance with the provisions in La. R.S. 49:951 et seq., the Secretary of the Department of Environmental Quality adopted the regulations for Odorous Substances Preceding final adoption by the Secretary, the regulations were forwarded to and found acceptable by the Joint Committee on Natural Resources.

These regulations establish an ambient standard for odors. The standard limits odorous substances at or beyond property limits and is determined by the use of butanol referencing techniques.

Persons requesting copies and/or further information concerning the adoptions may contact Ms. Terrie deLorimier, Office of Air Quality, Box 44066, Baton Rouge, La. 70804-4066, phone (504) 342-9029.

Patricia L. Norton  
Secretary

**RULE**

**Department of Environmental Quality  
Solid Waste Division**

Under the authority of the Louisiana Environmental Quality Act, La. R.S. 30:1061 D(1) and 1124 B(1), (2), and (3) and in accordance with the provisions of the Louisiana Administrative Procedure Act, La. R.S. 49:950 et seq., the Secretary of the Department of Environmental Quality, Ms. Patricia L. Norton, adopted amendments to the Solid Waste Rules and Regulations (SWRR) on August 10, 1984.

Rulemaking procedures to amend the SWRR were initiated by the Secretary on May 24, 1984. Preceding final adoption by the Secretary, these amendments were forwarded to, and found acceptable by, the Joint Committees on Natural Resources.

The proposed amendments revise Section 7.3.2.D. which places liability requirements on solid waste processing and disposal facilities and Section 7.3.2.E. which requires disposers and processors of industrial solid waste to maintain financial assurance for closure and post-closure care. In addition, the definition of “Administrative Authority” has been added to Section 3.0 of the SWRR.

**AMENDMENTS TO THE SOLID WASTE  
RULES AND REGULATIONS**

I.

**3.0 DEFINITIONS**

Administrative Authority—The Secretary of the Department of Environmental Quality and his/her representative, the Assistant Secretary, Office of Solid and Hazardous Waste, or the Environmental Control Commission.

II.

**7.3.2 Administrative Requirements**

**D. Financial responsibility during operation**

1. All operators of solid waste processing or disposal facilities shall maintain liability insurance, or its equivalent, for sudden and accidental occurrences in the amount of \$1 million per oc-



currence, exclusive of legal defense costs, for claims arising out of injury to persons or property due to the operation of the facility.

2. The financial responsibility may be established by any one or a combination of the following:

a. Evidence of liability insurance—Such evidence may consist of either a signed duplicate original of a solid waste liability endorsement or a certificate of insurance. All liability endorsements and certificates of insurance must include;

- (1) a statement of coverage relative to environmental risks;
- (2) a statement of all exclusions to the policy;
- (3) a certification by the insurer that the insurance afforded with respect to such sudden accidental occurrences is subject to all of the terms and conditions of the policy; provided, however, that any provisions of the policy inconsistent with the following subsections (a) through (f) are amended to conform with said subsections (a) through (f):

(a) Bankruptcy or insolvency of the insured shall not relieve the Insurer of its obligations under the policy.

(b) The Insurer is liable for the payment of amounts within any deductible applicable to the policy, with a right of reimbursement by the insured for any such payment made by the Insurer. This provision does not apply with respect to that amount of any deductible for which coverage is demonstrated as specified in Section 7.3.2. D 2b.

(c) Whenever requested by the Administrative Authority, the Insurer agrees to furnish to the Administrative Authority a signed duplicate original of the policy and all endorsements.

(d) Cancellation of the policy, whether by the Insurer or the insured, will be effective only upon written notice and only after the expiration of sixty (60) days after a copy of such written notice is received by the Administrative Authority.

(e) Any other termination of the policy will be effective only upon written notice and only after the expiration of thirty (30) days after a copy of such written notice is received by the Administrative Authority.

(f) The Insurer is admitted, authorized, or eligible to conduct insurance business in the State of Louisiana.

b. Financial test—In order to meet this test, the operator must submit the documents required by Section 7.3.2. E 9 demonstrating that the requirements of that Section have been met. Use of the financial test may be disallowed based on the application, the circumstances, and/or the accessibility of the applicant's assets. If the operator is using the financial test to demonstrate liability coverage, closure and post-closure care, only one letter from the chief financial officer is required.

### III.

7.3.2 D. 3. The use of a particular financial responsibility mechanism is subject to the approval of the Administrative Authority.

4. Operators of existing facilities must submit no later than March 31, 1985 revised financial responsibility documentation complying with the requirements of Section 7.3.2.D. Operators of new facilities must submit evidence of financial assurance in accordance with this Section at least sixty (60) days before the date on which solid waste is first received for processing or disposal.

### IV.

7.3.2 E. Financial responsibility for closure and post-closure care

1. Operators of processing or disposal facilities handling industrial solid wastes shall establish and maintain financial assurance for closure and post-closure care. Facilities which do not process or dispose of industrial solid waste are excluded from this requirement.

2. The operator shall submit to the Administrative Authority the estimated closure date, and the estimated cost of clo-

sure and post-closure care, in accordance with the following procedures:

a. Closure cost estimate—The operator must have a written estimate, in current dollars, of the cost of closing the facility in accordance with the requirements in these Rules. The estimate must equal the cost of closure at the point in the facility's operating life when the extent and manner of its operation would make closure the most expensive, as indicated by its closure plan.

b. Post-closure cost estimate—The operator of a facility subject to post-closure monitoring or maintenance requirements must have a written estimate, in current dollars, of the annual cost of post-closure monitoring and maintenance of the facility in accordance with the provisions of these Rules. The post-closure costs estimate is calculated by multiplying the annual post-closure cost estimate by the number of years of post-closure care required.

c. The cost estimates must be adjusted with thirty (30) days after each anniversary date on which the first cost estimate was prepared based either on the inflation factor derived from the Annual Implicit Price Deflator for Gross National product as published by the U.S. Department of Commerce in its Survey of Current Business or a reestimation of the closure and post closure costs in accordance with subsections 2a and b above. The operator must revise the cost estimate whenever a change in the closure plans increases the cost of closure. This subsection shall not apply to trust funds. The operator must submit a written notice of any such adjustment to the Administrative Authority within fifteen (15) days of such adjustment.

d. For trust funds, the first payment must be at least equal to the current closure and post-closure cost estimate divided by the number of years in the pay-in-period. Subsequent payments must be made no later than thirty (30) days after each annual anniversary date of the first payment. The amount of each subsequent payment must be determined by subtracting the current value of the trust fund from the current closure and post-closure cost estimate and dividing the result by the number of years remaining in the pay-in period. The initial pay-in period is based on the estimated life of the facility.

### 3. Financial Assurance Mechanisms

a. The financial assurance mechanism must be one or a combination of the following: a trust fund, a financial guarantee bond insuring closure funding, a performance bond, a letter of credit, an insurance policy, or the financial test. The choice of financial assurance mechanisms is subject to the approval of the Administrative Authority. With the exception of the financial test, a standby trust fund naming the Administrative Authority as beneficiary must be established at the time of the creation of the financial assurance mechanism into which the proceeds of such mechanism could be transferred should such funds be necessary for either closure or post-closure of the facility, and a signed copy must be furnished to the Administrative Authority with the mechanism.

b. An operator may use a financial assurance mechanism specified in this Section for more than one facility, if all such facilities are located within the State of Louisiana.

c. The amount covered by the financial assurance mechanism(s) must equal the total of the current closure and post-closure estimates for each facility covered.

d. Upon satisfactory completion of all closure and post-closure requirements, including installation of necessary monitoring devices, the Administrative Authority shall execute an approval to terminate the financial assurance mechanism(s).

### 4. Trust funds

a. An operator may satisfy the requirements of this Section by establishing a closure trust fund which conforms to the requirements of this paragraph and submitting an originally signed du-



pligate of the trust agreement to the Assistant Secretary. The trustee must be an entity which has the authority to act as a trustee and whose trust operations are regulated and examined by a Federal or State agency.

b. Trusts must be accomplished in accordance with and subject to the laws of the State of Louisiana. The beneficiary of the trust shall be the Administrative Authority.

c. Trust fund earnings may be used to offset required payments into the fund, to pay the fund trustee, or to pay other expenses of the fund, or may be reclaimed by the operator.

d. The trust agreement must be accompanied by an affidavit certifying the authority of the individual signing the trust on behalf of the operator.

e. The operator may accelerate payments into the trust fund or he may deposit the full amount of the current closure cost estimate at the time the fund is established. However, he must maintain the value of the fund at no less than the value that the fund would have if annual payments were made as specified in Section 7.3.2 E 2d.

f. If the operator establishes a trust fund after having used one or more alternate mechanisms specified in this Section, his first payment must be in at least the amount that the fund would contain if the trust fund were established initially and annual payments made according to specifications of this paragraph.

g. After the pay-in period is completed, whenever the current cost estimate changes, the operator must compare the new estimate with the trustee's most recent annual valuation of the trust fund. If the value of the fund is less than the amount of the new estimate, the owner or operator, within 60 days after the change in the cost estimate, must either deposit an amount into the fund so that its value after this deposit at least equals the amount of the closure cost estimate, or obtain other financial assurance as specified in this Section to cover the difference.

h. After beginning final closure, an operator or any other person authorized to perform closure and/or post-closure may request reimbursement for closure and/or post-closure expenditures by submitting itemized bills to the Administrative Authority. Within 60 days after receiving bills for such activities, the Administrative Authority will determine whether the closure expenditures are in accordance with the closure plan or otherwise justified, and if so, he will instruct the trustee to make reimbursement in such amounts as the Administrative Authority specifies in writing. If the Administrative Authority has reason to believe that the cost of closure and/or post-closure will be significantly greater than the value of the trust fund, he may withhold reimbursement for such amounts as he deems prudent until he determines that the operator is no longer required to maintain financial assurance.

#### 5. Surety Bonds

a. An operator may satisfy the requirements of this Section by obtaining a surety bond which conforms to the requirements of this paragraph and submitting the bond to the Administrative Authority. The surety company issuing the bond must, at a minimum, be among those listed as acceptable sureties on Federal bonds in Circular 570 of the U.S. Department of the Treasury, and approved by the Administrative Authority.

b. The operator who uses a surety bond to satisfy the requirements of this Section must also establish a standby trust fund. Under the terms of the bond, all payments made thereunder will be deposited by the surety directly into the standby trust fund in accordance with instructions from the Administrative Authority.

c. The bond must guarantee that the operator will:

(1) Fund the standby trust fund in an amount equal to the penal sum of the bond before the beginning of final closure of the facility; or

(2) Fund the standby trust fund in an amount equal to the

penal sum within 15 days after an order to begin closure or post-closure is issued; or

(3) Provide alternate financial assurance as specified in this Section, and obtain the Administrative Authority's written approval of the assurance provided, within 90 days after receipt by both the owner or operator and the Administrative Authority of a notice of cancellation of the bond from the surety.

d. Under the terms of the bond, the surety will become liable on the bond obligation when the owner or operator fails to perform as guaranteed by the bond.

e. The penal sum of the bond must be in an amount at least equal to the current closure and post-closure cost estimate.

f. Whenever the current cost estimate increases to an amount greater than the penal sum, the owner or operator, within 60 days after the increase, must either cause the penal sum to be increased to an amount at least equal to the current closure and post-closure estimate and submit evidence of such increase to the Administrative Authority, or obtain other financial assurance as specified in this Section to cover the increase. Whenever the current cost estimate decreases, the penal sum may be reduced to the amount of the current cost estimate following written approval by the Administrative Authority.

g. Under the terms of the bond, the surety may cancel the bond by sending notice of cancellation by certified mail to the operator and to the Administrative Authority. Cancellation may not occur, however, during the 120 days beginning on the date of receipt of the notice of cancellation by both the owner or operator and the Administrative Authority, as evidenced by the return receipts.

#### 6. Performance Bonds

a. An operator of a facility may satisfy the requirements of this Section by obtaining a surety bond which conforms to the requirements of this paragraph and submitting the bond to the Administrative Authority. The surety company issuing the bond must, at a minimum, be among those listed as acceptable sureties on Federal bonds in Circular 570 of the U.S. Department of the Treasury, and approved by the Administrative Authority.

b. The operator who uses a surety bond to satisfy the requirements of this Section must also establish a standby trust fund. Under the terms of the bond, all payments made thereunder will be deposited by the surety directly into the standby trust fund in accordance with instructions from the Administrative Authority.

c. The bond must guarantee that the owner or operator will:

(1) Perform final closure and post-closure in accordance with the closure and post-closure plan and other requirements of the permit for the facility whenever required to do so; or

(2) Provide alternate financial assurance as specified in this Section, and obtain the Administrative Authority written approval of the assurance provided, within 90 days after receipt by both the owner or operator and the Administrative Authority of a notice of cancellation of the bond from the surety.

d. Under the terms of the bond, the surety will become liable on the bond obligation when the owner or operator fails to perform as guaranteed by the bond. Following a determination by the Administrative Authority that the operator has failed to perform final closure and post-closure in accordance with the closure and post-closure plan and other permit requirements when required to do so, under the terms of the bond the surety will perform final closure and post-closure as guaranteed by the bond or will deposit the amount of the penal sum into the standby trust fund.

e. The penal sum of the bond must be in amount at least equal to the current closure and post-closure cost estimates.

f. Whenever the current closure cost estimate increases to an amount greater than the penal sum, the owner or operator, within 60 days after the increase, must either cause the penal sum

to be increased to an amount at least equal to the current closure and post-closure cost estimate and submit evidence of such increase to the Administrative Authority, or obtain other financial assurance as specified in this Section. Whenever the current cost estimate decreases, the penal sum may be reduced to the amount of the current cost estimate following written approval by the Administrative Authority.

g. Under the terms of the bond, the surety may cancel the bond by sending notice of cancellation by certified mail to the operator and to the Administrative Authority. Cancellation may not occur, however, during the 120 days beginning on the date of receipt of the notice of cancellation by both the owner or operator and the Administrative Authority, as evidenced by the return receipts.

#### 7. Letter of Credit

a. An operator may satisfy the requirements of this Section by obtaining an irrevocable standby letter of credit which conforms to the requirements of this paragraph and submitting the letter to the Administrative Authority. The issuing institution must be an entity which has the authority to issue letters of credit and whose letter of credit operations are regulated and examined by a Federal or State agency.

b. An operator who uses a letter of credit to satisfy the requirements of this Section must also establish a standby trust fund. Under the terms of the letter of credit, all amounts paid pursuant to a draft by the Administrative Authority will be deposited by the issuing institution directly into the standby trust fund.

c. The letter of credit must be accompanied by a letter from the operator referring to the letter of credit by number, issuing institution, and date, and providing the following information: the Solid Waste Identification Number, name, and address of the facility, and the amount of funds assured for closure and/or post-closure of the facility by the letter of credit.

d. The letter of credit must be irrevocable and issued for a period of at least 1 year unless, at least 120 days before the current expiration date, the issuing institution notifies both the operator and the Administrative Authority by certified mail of a decision not to extend the expiration date. Under the terms of the letter of credit, the 120 days will begin on the date when both the owner or operator and the Administrative Authority have received the notice, as evidenced by the return receipts.

e. The letter of credit must be issued in an amount at least equal to the current closure and post-closure cost estimate.

f. Whenever the current cost estimate increases to an amount greater than the amount of the credit, the operator, within 60 days after the increase, must either cause the amount of the credit to be increased so that it at least equals the current closure and post-closure cost estimate and submit evidence of such increase to the Administrative Authority, or obtain other financial assurance as specified in this Section to cover the increase. Whenever the current cost estimate decreases, the amount of the credit may be reduced to the amount of the current closure and post-closure cost estimate following written approval by the Administrative Authority.

g. Following a determination by the Administrative Authority that the operator has failed to perform final closure or post-closure in accordance with the closure plan and other permit requirements when required to do so, the Administrative Authority may draw on the letter of credit.

#### 8. Insurance

a. An operator may satisfy the requirements of this Section by obtaining insurance which conforms to the requirements of this paragraph and submitting a certificate of such insurance to the Administrative Authority. At a minimum, the insurer must be licensed to transact the business of insurance, or eligible to provide insur-

ance as an excess or surplus lines insurer, in one or more States, and authorized to transact insurance business in Louisiana.

b. The insurance policy must be issued for a face amount at least equal to the current closure and post-closure cost estimate.

c. The term "face amount" means the total amount the insurer is obligated to pay under the policy. Actual payments by the insurer will not change the face amount, although the insurer's future liability will be lowered by the amount of the payments.

d. The insurance policy must guarantee that funds will be available to close the facility and conduct post-closure care whenever final closure occurs. The policy must also guarantee that once final closure begins, the insurer will be responsible for paying out funds, up to an amount equal to the face amount of the policy, upon the direction of the Administrative Authority to such party or parties as the Administrative Authority specifies.

e. After beginning final closure, an operator or any other person authorized to perform closure and post-closure may request reimbursement for closure post-closure expenditures by submitting itemized bills to the Administrative Authority. Within 60 days after receiving bills for such activities, the Administrative Authority will determine whether the expenditures are in accordance with the closure plan or otherwise justified, and if so, he will instruct the insurer to make reimbursement in such amounts as the Administrative Authority specifies in writing.

f. The operator must maintain the policy in full force and effect until the Administrative Authority consents to termination of the policy by the operator.

g. Each policy must contain a provision allowing assignment of the policy to a successor operator. Such assignment may be conditional upon consent of the insurer, provided such consent is not unreasonably refused.

h. The policy must provide that the insurer may not cancel, terminate, or fail to renew the policy except for failure to pay the premium. The automatic renewal of the policy must, at a minimum, provide the insured with the option of renewal at the face amount of the expiring policy. If there is a failure to pay the premium, the insurer may elect to cancel, terminate, or fail to renew the policy by sending notice by certified mail to the operator and the Administrative Authority. Cancellation, termination, or failure to renew may not occur, however, during the 120 days beginning with the date of receipt of the notice by both the Administrative Authority and the owner or operator, as evidenced by the return receipts. Cancellation, termination, or failure to renew may not occur and the policy will remain in full force and effect in the event that on or before the date of expiration:

- (1) The Administrative Authority deems the facility abandoned; or
- (2) The permit is terminated or revoked or a new permit is denied; or
- (3) Closure and/or post-closure is ordered; or
- (4) The operator is named as debtor in a voluntary or involuntary proceeding under Title II (Bankruptcy), U.S. Code; or
- (5) The premium due is paid.

i. Whenever the current cost estimate increases to an amount greater than the face amount of the policy, the operator, within 60 days after the increase, must either cause the face amount to be increased to an amount at least equal to the current closure and post-closure cost estimate and submit evidence of such increase to the Administrative Authority, or obtain other financial assurance as specified in this Section to cover the increase. Whenever the current cost estimate decreases, the face amount may be reduced to the amount of the current closure and post-closure cost estimate following written approval by the Administrative Authority.

## 9. Financial Test

a. An operator may satisfy the requirements of this Section by demonstrating that he passes a financial test as specified in this paragraph. To pass this test the operator must meet the criteria of either paragraph (1) or (2) below:

(1) The operator must have:

(a) Tangible net worth at least six times the sum of the current closure and post closure estimates to be demonstrated by this test and the amount of liability coverage to be demonstrated by this test; and

(b) Tangible net worth of at least \$10 million; and

(c) Assets in the United States amounting to either:

1. at least 90 percent of his total assets; or

2. at least six times the sum of the current closure and post closure estimates to be demonstrated by this test and the amount of liability coverage to be demonstrated by this test.

(2) The operator must have:

(a) A current rating for his most recent bond issuance of AAA, AA, A or BBB as issued by Standard and Poor's, or Aaa, Aa, A, or Baa as issued by Moody's; and

(b) Tangible net worth of at least \$10 million; and

(c) Assets in the United States amounting to either:

1. at least 90 percent of his total assets; or

2. at least six times the sum of the current closure and post closure estimates to be demonstrated by this test and the amount of liability coverage to be demonstrated by this test.

b. To demonstrate that he meets this test, the operator must submit the following three items to the Administrative Authority:

(1) A letter signed by the operator's chief financial officer demonstrating and certifying the criteria in paragraph 9a above and including the information required by paragraph 9d below. If an operator is using the financial test to demonstrate both assurance for closure and/or post-closure care and liability coverage, he must submit the letter to cover both forms of financial responsibility; a separate letter is not required.

(2) A copy of the independent certified public accountant's report on examination of the operator's financial statements for the latest completed fiscal year.

(3) A special report from the operator's independent certified public accountant to the operator stating that:

(a) He has computed the data which the letter from the chief financial officer specifies as having been derived from the independently audited, year-end financial statements for the latest fiscal year with the amounts in such financial statements; and

(b) In connection with that procedure, no matters came to his attention which caused him to believe that the specified data should be adjusted.

c. The Administrative Authority may disallow use of this test on the basis of qualifications in the opinion expressed by the independent certified public accountant in his report on examination of the operator's financial statements. An adverse opinion or a disclaimer of opinion will be cause for disallowance. The Administrative Authority will evaluate other qualifications on an individual basis. Based on the application, the circumstances and the accessibility of the applicant's assets, the Administrative Authority may disallow the use of this test. The operator must provide evidence of insurance for the entire amount of required liability coverage as specified in this Section within 30 days after notification of disallowance.

d. The operator shall provide to the Administrative Authority a letter from the chief financial officer certifying the following information:

(1) A list of solid waste facilities, whether in Louisiana or not, owned or operated by the operator for which financial assurance for the closure or post-closure care is demonstrated through

the use of a financial test or self-insurance by the operator including the cost estimates for each facility.

(2) A list of solid waste facilities, whether in Louisiana or not, owned or operated by any subsidiaries of the operator for which financial assurance for closure or post-closure is demonstrated through the financial test or through use of self-insurance including the cost estimate for the closure or post-closure care for each facility; and

(3) A list of solid waste facilities, whether in Louisiana or not, for which financial assurance for closure or post-closure is not demonstrated through the financial test, self-insurance, or other substantially equivalent state mechanisms including the estimated cost of closure and post-closure of such facilities, (if available or if such estimates can be easily prepared.)

e. For the purposes of Section 7.3.2. E, the phrase "tangible net worth" shall mean the tangible assets that remain after deducting liabilities; such assets would not include intangibles such as good will and rights to patents or royalties.

f. The phrase "current closure and post-closure cost estimates" as used in Section 7.3.2. E 9 a includes the cost estimates required to be shown in Section 7.3.2 E 9 d.

g. After initial submission of items specified in Section 7.3.2 E 9 b, the owner or operator must send updated information to the Administrative Authority within ninety days after the close of each succeeding fiscal year. This information must consist of all three items specified in Section 7.3.2 E 9 b.

h. The Administrative Authority may, based on a reasonable belief that the owner or operator may no longer meet the requirements of Section 7.3.2 E 9 a, required reports of financial condition at any time from the owner or operator in addition to those specified in Section 7.3.2 E 9 a. If the Administrative Authority finds, on the basis of such reports or other information, that the owner or operator no longer meets the requirements of Section 7.3.2 E 9 a, the owner or operator must provide alternate financial assurance as specified in Section 7.3.2 E within thirty (30) days after notification of such a finding.

i. An owner or operator may meet the requirements of Section 7.3.2 E 9 for closure and/or post closure by obtaining a written guarantee, hereafter referred to as "corporate guarantee". The guarantor must be the parent corporation of the owner or operator. The guarantor must meet the requirements for owners or operators in paragraphs a) through h) of this subsection and must comply with the terms of the corporate guarantee. The corporate guarantee must accompany the items sent to the Administrative Authority specified in paragraphs b) and d) of this subsection. The terms of the corporate guarantee must be in an authentic act signed and sworn by an authorized officer of the corporation before a notary public and must provide that:

1) Guarantor meets or exceeds the financial test criteria and agrees to comply with the reporting requirements for guarantors as specified in Section 7.3.2 E 9 of the Louisiana Solid Waste Rules and Regulations.

2) The guarantor is the parent corporation of the owner or operator (List the name and address of the owner or operator) of the solid waste management facility(ies) to be covered by the guarantee and the guarantee extends to certain listed facilities (List for each facility: Solid Waste Identification Number, name, and address. Indicate for each whether guarantee is for closure, post-closure care, or both.)

3) "Closure plans" and "post-closure plans" as used in the guarantee refer to the plans maintained as required by the Louisiana Solid Waste Rules and Regulations for the closure and post-closure care of facilities as identified in the guarantee.

4) For value received from the owner or operator, guarantor guarantees to the Louisiana Department of Environmental

Quality that in the event that the owner or operator fails to perform "closure" "post-closure care" or "closure and post-closure care" of the facility(ies) listed in the guarantee in accordance with the "closure", "post-closure care" or "closure and post-closure care" requirements whenever required to do so, the guarantor shall do so or establish a trust fund as specified in Section 7.3.2 E 4 of the Louisiana Solid Waste Rules and Regulations, in the name of the owner or operator in the amount of the current closure or post-closure cost estimates as specified in Section 7.3.2 E 2 of the Louisiana Solid Waste Rules and Regulations.

5) Guarantor agrees that if, at the end of any fiscal year before termination of the guarantee, the guarantor fails to meet the financial test criteria, guarantor shall send within 90 days, by certified mail, notice to the Administrative Authority and to the owner or operator that he intends to provide alternative financial assurance as specified in Section 7.3.2 E of the Louisiana Solid Waste Rules and Regulations, in the name of the owner or operator, and that within 120 days after the end of such fiscal year, the guarantor shall establish such financial assurance unless the owner or operator has done so.

6) The guarantor agrees to notify the Administrative Authority by certified mail, of a voluntary or involuntary proceeding under Title II (bankruptcy), U.S. Code, naming guarantor as debtor, within 10 days after commencement of the proceeding.

7) Guarantor agrees that within 30 days after being notified by Administrative Authority of a determination that guarantor no longer meets the financial test criteria or that he is disallowed from continuing as a guarantor of closure or post-closure care, he shall establish alternate financial assurance as specified in Section 7.3.2 E of the Louisiana Solid Waste Rules and Regulations in the name of the owner or operator unless the owner or operator has done so.

8) Guarantor agrees to remain bound under the guarantee notwithstanding any or all of the following: amendment or modification of the closure or post-closure plan, amendment or modification of the permit, the extension or reduction of the time of performance of closure or post-closure, or any other modification or alteration of an obligation of the owner or operator pursuant to the Louisiana Solid Waste Rules and Regulations.

9) Guarantor agrees to remain bound under the guarantee for so long as the owner or operator must comply with the applicable financial assurance requirements of Section 7.3.2. E of the Louisiana Solid Waste Rules and Regulations for above-listed facilities, except that guarantor may cancel this guarantee by sending notice by certified mail to the Administrative Authority and to the owner or operator, such cancellation to become effective no earlier than 90 days after receipt of such notice by both the Administrative Authority and the owner or operator, as evidenced by the return receipts.

10) Guarantor agrees that if the owner or operator fails to provide alternate financial assurance as specified in Section 7.3.2. E of the Louisiana Solid Waste Rules and Regulations, and obtain written approval of such assurance from the Administrative Authority within 60 days after a notice of cancellation by the guarantor is received by Administrative Authority from guarantor, guarantor shall provide such alternate financial assurance in the name of the owner or operator.

11) Guarantor expressly waives notice of acceptance of the guarantee by the Administrative Authority or by the owner or operator. Guarantor also expressly waives notice of amendments or modifications of the closure and/or post-closure plan and of amendments of modifications of the facility permit(s).

10. Operators of existing facilities must submit no later than March 31, 1985 revised financial responsibility documentation complying with the requirements of Section 7.3.2. E. Operators of

new facilities must submit evidence of financial assurance in accordance with this Section at least sixty (60) days before the date on which solid waste is first received for treatment, storage, or disposal.

Persons requesting copies and/or further information concerning the SWRR amendments may contact Ms. Joan Lee, Department of Environmental Quality, Solid Waste Division, Box 44066, Baton Rouge, LA 70804-4066, or phone (504) 342-1216.

Patricia L. Norton  
Secretary

## **RULE**

### **Office of the Governor Special Commission on Education Services Loan/Grant Division**

On July 25, 1984, the Governor's Special Commission on Education Services approved the reissuance of its policies and procedures in a Manual for Lenders, and a Manual for Education Institutions.

In effect, all previous rules are repealed and/or amended, and have been rewritten as required by the U.S. Department of Education, Office of Student Financial Assistance, Division of Guaranteed Student Loans, and will conform with Federal regulations 34 CFR, Part 682, issued October 23, 1981.

Student loans are provided to students attending eligible post-secondary schools worldwide and are made through authorized lenders in the community, such as commercial banks, credit unions, savings and loan associations, insurance companies, and some schools, and guaranteed 100 percent of principal and interest to lenders by the Governor's Special Commission on Education Services.

Due to the length of these manuals they are not being published, but are available for inspection during regular business hours at the following locations: Governor's Special Commission on Education Services, 4637 Jamestown Avenue, Baton Rouge, LA, (925-3630); and the Department of the State Register, 900 Riverside North, Room 512, Baton Rouge, LA, (342-5015).

Richard W. Petrie  
Director

## **RULE**

### **Department of Health and Human Resources Board of Nursing**

#### **AMENDMENT TO R.N. 3.02**

##### **R.N. 3.02(4)**

#### **DEFINITION OF UNDER THE DIRECTION OF A PHYSICIAN**

The phrase "under the direction of a physician" as used in R.N. 3.041 (1) means that a primary nurse associate functions as a member of a physician-directed health care team. The primary nurse associate functions according to protocols established by a directing physician, or at the direction of that physician, or with the approval of a directing physician, or under the protocols jointly established by a directing physician and primary nurse associate; but the physician retains ultimate responsibility for directing the specific course of medical treatment. Any medical situation or condition that arises that is not addressed by a protocol or other physician direction is to be referred immediately to a directing physician.

The phrase "under the direction of a physician" shall also be construed to mean that periodic evaluation and follow-up of the medical regime, the patient's condition during the course of the medical regime, and patient's medical outcome takes place at the

discretion of a directing physician. Direction shall be deemed to include, but is not limited to: (1) a physician's being readily available for consultation with the primary nurse associate; (2) a physician's being readily available for consultation with the patient upon the request of any patient under the care of a physician-directed health care team.

Nothing in this rule or definition shall be construed to limit the current scope of practice of a registered nurse authorized pursuant to La. R.S. 37:911, *et seq.*

**AMENDMENT TO R.N. 3.041**

Amend R.N. 3.041 (2) by deleting the term "under the direction of a Physician." R.N. 3.041 (2) reads as follows:

2. By virtue of and consistent with additional educational preparation, knowledge and clinical skills, a primary nurse associate may perform appropriate nursing functions including: (No change in functions)

Merlyn M. Maillian, R.N.  
Executive Director

**RULE**

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

The Department of Health and Human Resources, Office of Family Security, hereby adopts the following rule in the Medical Assistance Program.

**RULE**

The Department of Health and Human Resources, Office of Family Security amends the Title XIX reimbursement methodology for inpatient hospital services to track Medicare reimbursement principles as related to the ceiling on the rate of increase in operating costs (42 CFR 405.463) for all cost settlements for cost reporting period beginning on or after October 1, 1982. The target rate established under this rule for any hospital shall in no event be lower than the rate issued to be effective July 1, 1983 for all discharges.

The Medicare (Title XVIII) reimbursement principles being tracked were enacted under the Tax Equity and Fiscal Responsibility Act of 1982 (Public Law 97-248) and were published in the September 30, 1982, *Federal Register*, (Volume 47, Number 190, pages 43286-43293, Part III). Medicare's cost limitations ("223" limits) under 42 CFR 405.460 shall not be applied under this reimbursement methodology.

Emergency rulemaking has been invoked to implement this policy effective May 10, 1984. The Emergency Rule was published in the May 20, 1984, *Louisiana Register* (Volume 10, Number 5, page 397).

Implementation is subject to approval by the Health Care Financing Administration (HCFA) as required for all Title XIX policy changes. If disapproved by HCFA, the policy prior to this amendment remains in effect.

Sandra L. Robinson, M.D., M.P.H.  
Secretary and State Health Officer

**RULE**

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

The Department of Health and Human Resources, Office of Family Security, adopts the following change to the Title XIX State Plan.

**RULE**

Effective September 1, 1984, Attachment 4.19-E, page 1,

will be amended to add the word "line" to the following paragraph I.

**I. Definition**

"Claim" means a single document line identifying the service and/or charges for services for a single recipient from a single provider. This change is intended to clarify the definition of the term "claim".

Implementation of this rule is dependent on the approval of the Health Care Financing Administration (HCFA). Disapproval of the change by HCFA will automatically cancel the provisions of this rule and current policy will remain in effect.

Sandra L. Robinson, M.D., M.P.H.  
Secretary and State Health Officer

**RULE**

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

The Department of Health and Human Resources, Office of Family Security, hereby eliminates the more restrictive state regulations concerning timely filing of claims by providers of services rendered to recipients of Title XIX.

**RULE**

For any claim adjudicated in the Medical Assistance Program, the federal requirements for timely filing, found in 42 CFR 447.45 (d)(1), will be in effect.

The Title XIX State Plan, Attachment 4.19E, pages 1, 2 and 3, shall be amended to delete section II., entitled "Time Limitation."

This action is necessary to facilitate payment of claims for services rendered to individuals in application status who subsequently become eligible for Title XIX. Claims may not be processed until an individual is certified as eligible.

There are, however, situations in which the time required to certify an individual exceeds the more restrictive state claims filing limitations. In these situations, when the individual does become eligible, the claims for services rendered during this period must be manually processed. Providers, therefore, experience substantial delays in receiving payment and are reluctant to render services to these individuals.

This measure would encourage providers to render services by allowing the additional time to file a claim. Without this extended time frame, recipients would be imperiled by a lack of qualified providers who would be willing to render services.

This rule was adopted on an emergency basis for any claim adjudicated beginning May 8, 1984, as published in the *Louisiana Register* on May 20, 1984, volume 10, No. 5.

Implementation of this rule is dependent on the approval of the Care Financing Administration (HCFA). Disapproval of the change by HCFA will automatically cancel the provisions of this rule and current policy will remain in effect.

Sandra L. Robinson, M.D., M.P.H.  
Secretary and State Health Officer

**RULE**

**Department of Health and Human Resources  
Office of the Secretary**

The Louisiana Department of Health and Human Resources (DHHR) has adopted rules to administer Block Grant federal funding for Fiscal Year 1984-85. These federal funds will be administered in accordance with P.L. 97-35, the Omnibus Budget Reconciliation Act of 1981, and federal regulations as published in

the *Federal Register*, Vol. 47, No. 129, Tuesday, July 6, 1982, pp. 29472-29493. The rules apply to the Alcohol and Drug Abuse and Mental Health Services Block Grant, the Maternal and Child Health Services Block Grant and the Preventive Health and Health Services Block Grant, and the Low-Income Home Energy Assistance Block Grant.

The DHHR Offices responsible for administration of programs and services in the Block Grants are as follows:

- (1) Alcohol and Drug Abuse and Mental Health Services - Office of Mental Health
- (2) Maternal and Child Health Services - Office of Preventive and Public Health Services
- (3) Preventive Health and Health Services - Office of Preventive and Public Health Services
- (4) Low-Income Home Energy Assistance - Office of Family Security

Copies of the entire Block Grant Rules may be viewed at the Office of the State Register, 900 Riverside North, Baton Rouge, LA 70804

Sandra L. Robinson, M.D., M.P.H.  
Secretary and State Health Officer

## **RULE**

### **Department of Labor Office of Labor**

The following is a list of final additions and amendments to the State Job Training Partnership Act Rules and Regulations.

1. Rule 1(0)(2)(2), change the wording "handicapped adult" to "handicapped individual." This will allow handicapped youths to be considered as a family of one.

2. Add Rule 33 to read as follows:

The Governor or his designee reserves the right to issue directives, instructions, or other issuances to the Service Delivery Areas (SDA's), Grant Recipients, Administrative Entities and other sub-recipients in order to carry out his responsibility as required by the Act.

3. Add Rule 34 to read as follows:

All existing nonexpendable Comprehensive Employment and Training Act (CETA) property with an acquisition cost of less than \$1,000 per unit may be used by the possessing recipient, SDA grant recipient, administrative entity, or State agency holding title, to satisfy the matching requirements of the Act in accordance with State Rules No. 1(MM) and 1(NN).

4. Amend Rule 1(MM) as indicated below:

After the words "matching funds" in the first sentence, add the words "for Title III."

5. Add Rule 1(NN) to read as follows:

Matching funds for 8% programs shall include all non-JTPA funds, whether in cash or in kind, used in direct support of employment or training services provided by State or local educational agencies.

6. Add Rule 1(AA)(3) to read as follows:

For State operated programs, the area of demonstrated performance may include the entire State.

7. Amend Rule 9 to add the following:

Other subrecipients contracted directly by the recipient will be audited every two years by an organization selected by the recipient.

8. Amend Rule 11 to add the following to the last sentence:

"If such provisions are included in their subgrant/contract."

9. In Rule 16, amend the second sentence to read:

All JTPA employees of the Service Delivery Area grant recipient and its subrecipients shall be covered by the aforementioned bond.

Also add: Each subrecipient contracted directly with the recipient shall execute a fidelity bond in favor of the Governor in the amount of \$50,000 or the total amount of subgrant/contract, whichever is less. That bond shall cover all JTPA funding employees.

Johnny L. Hodges  
Assistant Secretary

## **RULE**

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

WHEREAS, the Louisiana Wildlife and Fisheries Commission set the proposed 1984-85 resident game hunting season, and

WHEREAS, these proposals for the 1984-85 resident game hunting seasons were then sent to the Legislative Oversight Committee, and

WHEREAS, the Legislative Oversight Committee has approved the 1984-85 resident game hunting seasons as submitted by the Louisiana Wildlife and Fisheries Commission, now

THEREFORE BE IT RESOLVED, that the Louisiana Wildlife and Fisheries Commission on this date, July 10, 1984 approved and ratified the resident game seasons set by the Louisiana Wildlife and Fisheries Commission at its April, 1984 meeting and later approved by the Louisiana Legislative Oversight Committee.

#### **1984-85 HUNTING SEASONS**

The rules and regulations contained within this digest have been officially approved and adopted by the Louisiana Wildlife and Fisheries Commission under authority vested by Section 115 of Title 56 of the Louisiana Revised Statutes of 1950 and are considered to be in full force and effect in conjunction with all applicable statutory laws. The Secretary of the Louisiana Department of Wildlife and Fisheries has the authority to close or alter seasons in emergency situations in order to protect fish and wildlife resources.

#### **RESIDENT GAME BIRDS AND ANIMALS**

(Shooting Hours—one-half hour

before sunrise to one-half hour after sunset)

Also consult Regulation Pamphlet for seasons in specific localities or WMAs.

Quail: Nov. 22-Feb. 28. Daily bag limit 10, possession 20.

Rabbit: Oct. 6-Feb. 28. Daily bag limit 8, possession 16.

Squirrel: Oct. 6-Jan. 20. Daily bag limit 8, possession 16.

Bear: Oct. 20-28 with or without dogs. One per season.

Taking cub bears is prohibited. That part of the Atchafalaya Floodway in portions of St. Landry, St. Martin, Iberville, and Pointe Coupee. Bounded on the north by La. 10, and the east by East Atchafalaya Basin Protection Levee, on the south by I-10, and on the west by West Atchafalaya Basin Protection Levee.

Deer: One per day. Six per season (See schedule and map)

Turkey: One per day. Three per season (See schedule and map)

Raccoon and Opossum: No closed season. Raccoon and opossum can be taken at night by two or more hunters (or one hunter on his own property) with one or more dogs and one .22 rimfire rifle. A licensed hunter may take raccoon or opossum during daylight hours during the open squirrel season. Hunting from boats or motor vehicles is prohibited. No bag limit for nighttime or daytime raccoon or opossum hunting during the open trapping season. The remainder of the year, the raccoon and opossum bag



limit for daytime or nighttime is one per person per day or night.

Crows and Blackbirds: Considered crop depredators in Louisiana and may be taken any time; no limit.

Archery Season: Oct. 1-Jan. 20.

Commercial Hunting Preserves: Oct. 1-Apr. 30. Pen-raised birds only.

Intensive Deer Management Units: Full season; The entire open deer season within each respective area. Cooperators failing to comply with specific requirements will be denied opportunity to participate the following year.

#### HUNTING—GENERAL PROVISIONS

TAKING GAME QUADRUPEDS OR BIRDS from aircraft, automobiles or moving vehicles is prohibited.

MIGRATORY GAME BIRDS—Baiting and live decoys are prohibited. Duck and goose hunters 16 years and older must have a signed federal waterfowl stamp available from any U. S. Post Office. Shotguns larger than 10 gauge or capable of holding more than three shells are prohibited. Plugs used in guns must be incapable of being removed without disassembling gun. No person shall kill or cripple any migratory game bird without making a reasonable effort to retrieve the bird and include it in the daily bag limit. Shooting waterfowl and other migratory game birds from a moving motorboat is prohibited. A craft under power, however, may be used to retrieve dead or crippled birds. See Migratory Game Bird Pamphlet for further information.

METHODS OF TAKING RESIDENT GAME BIRDS AND QUADRUPEDS—Use of a longbow (including compound bow) and arrow and a shotgun not larger than a 10 gauge fired from the shoulder without a rest shall be legal for taking all resident game birds and quadrupeds. Also, the use of a handgun, rifle, and falconry (special permit required) shall be legal for taking all game species except turkey.

Shotguns larger than 10 gauge or capable of holding more than three shells prohibited. Plugs used in shotguns must be incapable of being removed without disassembly.

Refer to game schedules contained within these regulations for specific restrictions on the use of firearms and other devices.

OUTLAW BIRDS—Crows, red-winged blackbirds (rice birds), English sparrows, starlings, and (when destructive to crops) grackles and other species of blackbirds.

ENDANGERED SPECIES—Wolf, Florida panther (cougar), brown pelican, southern bald eagle, red cockaded woodpecker, peregrine falcon, and the American ivory-billed woodpecker. Taking or harassment of any of these species is a violation of federal law.

OUTLAW QUADRUPEDS—Holders of a legal hunting license may take coyotes and armadillos year round during legal daylight shooting hours. The running of coyotes with dogs is prohibited in all turkey hunting areas during the open turkey season.

FOXES AND BOBCATS are protected quadrupeds and may be taken only by licensed trappers during the trapping season. Remainder of the year "chase only" permitted by licensed hunters.

HUNTING OR DISCHARGE OF FIREARMS—Hunting and/or discharging firearms on public roads or highways is prohibited. Hunting and/or discharging firearms on roads or highways located on public levees or within 100 feet from the center line of such roads or highways is prohibited.

TAGS—Any part of the deer, bear or wild turkey divided shall have affixed thereto the name, address, and big game license number of the person killing the deer, bear, or wild turkey and the sex of that animal. This information shall be legibly written in pen

or pencil on any piece of paper or cardboard or any material which is attached or secured to or enclosing the part or parts.

These regulations are necessary for the proper management of our fur, game and fish in order to assure the trapper, hunter and fisherman a never-ending supply of these valuable resources. Conservation laws are designed by the state or federal government to permit the wise use of our natural resources. Your cooperation is necessary for the success of this conservation program.

#### 1984-85 DEER HUNTING SCHEDULE GENERAL

A. Bag, one legal deer per day. Six per season.

B. A legal buck is a deer with visible antler of hardened bony material, broken naturally through the skin. Killing bucks without at least one visible antler as described above and killing doe deer is prohibited except where specifically permitted.

C. Deer hunting restricted to legal bucks only, except where otherwise permitted.

D. Either-sex deer is defined as male or female deer. The taking of spotted fawns is prohibited.

E. Muzzleloaders may be used for all game species in season, however, muzzleloading rifles are prohibited for hunting wild turkey.

F. It is illegal to hunt or shoot deer with firearms smaller than .22 caliber centerfire or a shotgun loaded with anything other than buckshot or rifled slug. Handguns may be used for hunting.

G. Pursuing, driving or hunting of deer with dogs during the still hunting season is prohibited and will be strictly enforced. The training of deer dogs is prohibited in all still hunting areas during gun still hunting season. Deer hunting with dogs is permitted in all other areas having open deer seasons that are not specifically designated as still hunting only. Use of dogs to trail wounded deer is expressly prohibited in still hunting areas.

H. Areas not specifically designated as open are closed.

I. Archery Season—Still hunting only; Oct. 1-Jan. 20 in all deer hunting areas, including WMAs. Archery license required for bow hunters over 16 and under 60 years of age.

(See schedule). Either-sex deer may be taken in all areas open for deer hunting including WMAs. Either sex deer may be taken on WMAs at anytime during archery season EXCEPT when bucks only seasons are in progress on the respective WMA. Where a bucks only season is in progress for gun hunting, archers must conform to the bucks only regulations. Also, archery season restricted on Salvador and Point-au-Chien WMAs.

BOW AND ARROW REGULATIONS—Hunting arrows for deer must have well-sharpened metal broadhead blades not less than 7/8 inch in width. Bow and arrow fishermen must have a sports fishing license and not carry any arrows with broadhead points unless a big game season is in progress.

#### IT IS UNLAWFUL:

1. To carry a gun including those powered by air or other means, while hunting with bow and arrow during the special bow and arrow deer season. EXCEPT, it is lawful to carry a .22 caliber rimfire pistol loaded with No. 12 shot (ratshot).

2. To have in possession or use any poisoned or drugged arrow, arrows with explosive tips, or any bow drawn, held, or released by mechanical means except as specified by law.

3. To hunt deer with a bow having a pull less than 30 pounds.

J. HUNTER ORANGE—Deer hunters (except on property privately owned and legally posted) must display 400 square inches of "Hunter Orange" material on the head or chest and/or back. Archers are not required to wear "Hunter Orange" if no gun season for deer is in progress. WARNING: Deer hunters are cautioned to watch for persons hunting other game or engaged in activities not requiring "Hunter Orange".

## DESCRIPTION OF AREAS

### AREA 1—56 days

9 days still hunting only: Nov. 10-18

10 days with or without dogs: Nov. 23-Dec. 2

37 days with or without dogs: Dec. 15-Jan. 20

### ALL OF THE FOLLOWING PARISHES ARE OPEN:

Ascension	St. Charles
Assumption	St. Helena
Concordia	St. John
East Baton Rouge	St. James
East Feliciana	St. Mary
Franklin	St. Tammany
Jefferson	Tangipahoa
Iberville	Tensas
Lafourche	Terrebonne
Madison	Washington
Orleans	West Baton Rouge
Plaquemines	West Feliciana
Pointe Coupee	

### PORTIONS OF THE FOLLOWING PARISHES ARE ALSO OPEN:

Avoyelles—East of La. 29 and 115 lying south of Red River.

Catahoula—East of Boeuf and Ouachita Rivers. South and east of La. 8 from Ouachita River west.

East Carroll—That portion lying south of La. 877 and 580 and west of US 65.

Evangeline—East of Ville Platte between La. 29 and US 167.

Iberia—East of US 90 and south of La. 14.

Lafayette—East of US 167 and US 90.

LaSalle—East of Whitehall lying north of US 84 and south of La. 8. Also the area south of La. 28 and east of Saline Bayou.

Livingston—ALL EXCEPT that portion east of La. 447 from I-12 southward to La. 16, east of La. 16 from Port Vincent to French Settlement, north of La. 444 from French Settlement to Horse Bluff Landing Road to Tickfaw River, west of Tickfaw River from Horse Bluff Landing Road northwest to its junction with Hog Bayou, west of Hog Bayou from Tickfaw River northwest to I-12, south of I-12 from Hog Branch to La. 447.

St. Landry—East of La. 29 in the northwestern portion; and also east of US 167 southward.

St. Martin—Upper—East of US 90. Lower—ALL.

Vermilion—South of La. 14.

West Carroll—That portion south of La. 877.

### EXCEPT STILL HUNTING ONLY IN PORTIONS OF THE FOLLOWING PARISHES:

East Feliciana—East of Thompson Creek from the Mississippi state line to La. 10. North of La. 10 from Thompson Creek to La. 67 at Clinton, West of La. 67 from Clinton to Mississippi state line. South of Mississippi state line from La. 67 to Thompson Creek. Also that portion of East Baton Rouge and East Feliciana Parishes east of La. 67 from La. 64 north to La. 959, south of La. 959 to La. 63, west of La. 63 to Amite River. West of Amite River southward to La. 64, north of La. 64 to La. 37 at Magnolia, east of La. 37 northward to La. 64 at Indian Mound, north of La. 64 from Indian Mound to La. 67.

Catahoula and Franklin—South and west of La. 4 and La. 578 to La. 17, west of La. 17 to Parish Line and Big Creek, south of Parish Line and Big Creek, Boeuf and Ouachita Rivers to La. 8 at Harrisonburg, west of La. 8 to La. 913, west of La. 913 and La. 15 to La. 562, north of La. 562 to Parish Roads 2281 and 2206, east of Parish Roads 2281 and 2206 to Tensas River, west of Tensas River to La. 4.

Plaquemines—East of the Mississippi River from the termination of La. 39 on the northern boundary of Bohemia WMA

to the lower end of the parish, west of the Mississippi River between the Mississippi River Levee and the back levee from Port Sulphur to Empire and from lower Doullut Canal or Empire-Gulf Waterway to the lower end of the parish.

St. Landry—Those lands surrounding Thistlethwaite WMA bounded north and east by La. 359, west by La. 10, and south by La. 103, which has the same season as Thistlethwaite WMA.

St. John—South of Pass Manchac from Lake Pontchartrain to US 51, east of US 51 from Pass Manchac to La. 638 (Frenier Beach Road). North of La. 638 from US 51 to Lake Pontchartrain. West of Lake Pontchartrain from La. 638 to Pass Manchac.

Washington and St. Tammany—Thirty days, Nov. 10-Dec. 9.

East of La. 21 from the Mississippi state line southward to the Bogue Chitto River, north of the Bogue Chitto River from La. 21 eastward to the Pearl River Navigation Canal, east of the Pearl River Navigation Canal southward to the West Pearl River, north of the West Pearl River from the Pearl River Navigation Canal to Holmes Bayou, west of Holmes Bayou from the West Pearl River northward to the Pearl River, west of the Pearl River from Holmes Bayou northward to the Mississippi state line, south of the Mississippi state line from the Pearl River westward to La. 21. Also that portion of St. Tammany Parish north of La. 22 from US 190 to La. 1077, east of La. 1077 northward to US 190, south and west of US 190 from La. 1077 to La. 22.

West Feliciana—West of Thompson Creek to Illinois-Central Railroad, north of Illinois-Central Railroad to Parish Road #7, east of Parish Road #7 to the junction of US 61 and La. 966, east of La. 966 from US 61 to Chaney Creek, south of Chaney Creek to Thompson Creek.

## EITHER SEX HUNTING

### ASCENSION:

Four days, Nov. 17 and Nov. 23-25, in that portion of the parish lying west of the Mississippi River.

ASSUMPTION, IBERIA, JEFFERSON, LAFOURCHE, ORLEANS, PLAQUEMINES, ST. CHARLES, ST. JAMES, ST. JOHN, ST. MARTIN (lower), ST. MARY AND TERREBONNE:

Four days, Nov. 17 and Nov. 23-25

### AVOYELLES:

One day: Nov. 23, in that portion bounded on the north and east by the Atchafalaya and Red Rivers, on the south by La. 1 from Simmesport to Marksville, and on the west by La. 115, from Marksville to Red River. EXCEPT that portion surrounding Pomme de Terre WMA, bounded on the north, east and south by La. 451 and on the west by La. 1 which shall be BUCKS ONLY.

### CONCORDIA, MADISON and TENSAS:

Three days; Nov. 17 and Nov. 23-24 EXCEPT ten days Nov. 23-Dec. 2, in those portions known as Paw-Paw Island, Togo Island, Sargents Point and Louisiana lands on Diamond Island.

### EAST CARROLL:

Three days, Nov. 17 and Nov. 23-24 in that portion south of La. 877 and La. 580 and west of US 65.

EAST FELICIANA, EAST BATON ROUGE, and ST. TAMMANY:

Three days, Nov. 23-25 in all of the above parishes EXCEPT that portion of St. Tammany Parish east of La. 59 from Mandeville north to La. 36 in Abita Springs, south of La. 36 in Abita Springs eastward to La. 41 at Hickory, west of La. 41 from Hickory southward to US 11 at Pearl River, west of US 11 from Pearl River southward to US 190 in Slidell, north of US 190 from Slidell west to La. 59 in Mandeville, which shall be for bucks only.

### EVANGELINE:

Four days; Nov. 17 and Nov. 23-25 in that portion east of Ville Platte, south of La. 29 and north of US 167.



**FRANKLIN:**

Two days; Nov. 17 and Nov. 23, east of La. 17, south of Martin Road 5530, west of Bayou Macon, and Cut-Off No. 3, north of Parish Road 5504 (Bakers Road).

**IBERIA:**

(See ASSUMPTION)

**IBERVILLE:**

West of Mississippi River. Four days; Nov. 17 and Nov. 23-25.

**JEFFERSON and LAFOURCHE:**

(See ASSUMPTION)

**PLAQUEMINES:**

(See ASSUMPTION)

**POINTE COUPEE:**

Two days, Nov. 17 and Nov. 23 in that portion of the parish bounded on the west by La. 1 south from New Roads to La. 78 at Parlange, La. 78 to US 190 at Livonia, and by La. 411 south from Livonia to parish line, on the east by the Mississippi River northward to Waterloo, and on the north by La. 415 and La. 413 westward to La. 1.

Also, four days, Nov. 17 and Nov. 23-25 in the remainder of the parish, EXCEPT that portion bounded on the west by La. 10, from the St. Francisville Ferry to La. 1 at New Roads, on the south by La. 413 and 415 to La. 981, on the east and north by La. 981 to La. 10, which is CLOSED to either sex hunting.

**ST. CHARLES, ST. JAMES, and ST. JOHN:**

(See ASSUMPTION)

**ST. LANDRY:**

One day, Nov. 23, in that portion surrounding Thistlethwaite WMA bounded north and east by La. 359, west by La. 10 and south by La. 103.

Four days, Nov. 17 and Nov. 23-25, all the parish EXCEPT that portion surrounding Thistlethwaite WMA as described above and those portions of the parish west of US 167.

**ST. MARTIN (Upper)**

Four days, Nov. 17 and Nov. 23-25 in all of Upper St. Martin east of the West Atchafalaya Floodway Levee.

Two days, Nov. 17 and Nov. 23 in that portion bounded on the north by I-10, on the west by the Missouri Pacific Railroad, on the south by La. 96, and on the east by the West Atchafalaya Protection Levee.

**ST. MARTIN (lower), ST. MARY, and TERREBONNE:**

(See ASSUMPTION)

**VERMILION:**

Four days, Nov. 17 and Nov. 23-25, in that portion lying south of La. 14.

**WEST BATON ROUGE:**

Four days, Nov. 17 and Nov. 23-25, in that portion bounded on the north by I-10, on the east by Bayou Choctaw from I-10 to the Texas Pacific Railroad, and by the Texas Pacific Railroad from Bayou Choctaw to the Iberville line, and on the south and west by the Iberville line.

Two days, Nov. 17 and Nov. 23 in the remainder of the parish.

**WEST FELICIANA:**

Three days, Nov. 23-25, in all of the parish EXCEPT Racourci and Turnbull Islands.

Four days, Nov. 17 and Nov. 23-25 in that portion known as Raccouci Island.

ALSO, three days, Nov. 17 and Nov. 23-24 in that portion known as Turnbull Island.

**Area 2—47 days**

19 days still hunting only: Nov. 3-21

10 days with or without dogs: Nov. 23-Dec. 2

18 days with or without dogs: Dec. 15-Jan. 1

**ALL OF THE FOLLOWING PARISHES ARE OPEN:**

Bienville	Lincoln
Bossier	Natchitoches
Caddo	Red River
Caldwell	Sabine
Claiborne	Union
DeSoto	Webster
Grant	Winn
Jackson	

**PORTIONS OF THE FOLLOWING PARISHES ARE ALSO OPEN:**

Allen—North of US 190.

Avoyelles—West of La. 29 and 115 and north of Red River.

Beauregard—That portion north of US 190 and east of US 171-190 to Longville, south of Longville Gravel Pit Road to La. 113, east of La. 113 and north of La. 394 to US 171-190. East of US 171-190 to junction of La. 112 and south of La. 112 and 113.

Catahoula—West of Boeuf and Ouachita Rivers, and north and west of La. 8 from Ouachita River west.

Evangeline—ALL EXCEPT that portion east of Ville Platte between La. 29 and US 167.

Jefferson Davis—North of US 190.

LaSalle—ALL EXCEPT that area east of Whitehall lying north of US 84 and south of La. 8. Also EXCEPT that portion south of La. 28 and east of Saline Bayou.

Morehouse—ALL EXCEPT that portion south of La. 134, and east of La. 138, and east of US 165.

Ouachita—ALL EXCEPT still hunting only in that portion south of US 80 and east of Ouachita River, east of La. 139, and south of La. 134.

Rapides—North of La. 465, to junction of La. 121, east of La. 121 and La. 112 to Union Hill and all south of La. 113 to Vernon line.

Richland—ALL EXCEPT still hunting only.

St. Landry—That portion west of La. 29. South and west of US 167 and north of US 190.

Vernon—East and south of La. 113, north of La. 465, west of La. 117 from Kurthwood to Leesville, and north of La. 8 from Leesville to Texas line.

West Carroll—ALL EXCEPT still hunting only.

**EXCEPT STILL HUNTING ONLY IN PORTIONS OF THE FOLLOWING PARISHES:**

Morehouse—That portion south of La. 134, east of La. 138 and east of US 165.

Ouachita—That portion south of US 80 and east of the Ouachita River, east of La. 139 and south of La. 134.

Richland—ALL.

West Carroll—ALL.

**EITHER SEX HUNTING**

**BIENVILLE, BOSSIER, CADDO, CLAIBORNE, DESOTO, WINN, GRANT, JACKSON, NATCHITOCHEs, RAPIDES, RED RIVER, SABINE, UNION, VERNON, AND WEBSTER:**

Two days, Nov. 17 and Nov. 23.

**ALLEN:**

Two days, Nov. 17 and Nov. 23 in that portion north of US 190.

**BEAUREGARD:**

Two days, Nov. 17 and Nov. 23 in that portion within Area 2.

**CALDWELL:**

One day, Nov. 17, west of Ouachita River southward from Ouachita line to Columbia, west of US 165 from Columbia southward.

**EVANGELINE:**

Nov. 17 and Nov. 23, all EXCEPT that portion east of Ville Platte lying between La. 29 and US 167.

**JEFFERSON DAVIS PARISH:**

Two days, Nov. 17 and Nov. 23, north of US 190.

**LINCOLN, OUACHITA, AND RICHLAND:**

One day, Nov. 17, in all these parishes.

**MOREHOUSE:**

One day, Nov. 17 in that portion of the parish north of La. 134, west of La. 138 and west of US 165.

**OUACHITA:**

(See LINCOLN)

**RICHLAND:**

(See LINCOLN)

**Area 3—47 days**

19 days still hunting only: Nov. 3-21

10 days with or without dogs: Nov. 23-Dec. 2

18 days with or without dogs: Dec. 15-Jan. 1

**PORTIONS OF THE FOLLOWING PARISHES ARE OPEN:**

Beauregard—West of La. 27 northward to DeRidder and south of US 190 and west of La. 111.

Calcasieu—West of La. 27 and north of US 90 from Sulphur to Texas State Line.

**EITHER SEX HUNTING**

**PORTIONS OF THE FOLLOWING PARISHES ARE OPEN:**

**BEAUREGARD AND CALCASIEU:**

Two days, Nov. 17 and Nov. 23 in those portions of the foregoing parishes within Area 3.

**Area 4—47 days**

19 days still hunting only: Nov. 3-21

10 days still hunting only: Nov. 23-Dec. 2

18 days still hunting only: Dec. 15-Jan. 1

**ALL OF CAMERON PARISH IS OPEN.**

**PORTIONS OF THE FOLLOWING PARISHES ARE ALSO OPEN:**

Acadia—South of US 190.

Allen—South of US 190.

Beauregard—South of US 190 to Ragley; west of US 171-190 from Ragley to Longville; north of Longville Gravel Pit Road to La. 113; west of La. 113 and south of La. 394 to US 171-190; west of US 171-190 to the junction of La. 112. North and west of La. 112 and 113; also east of La. 27 northward to DeRidder and north of US 190 and east of La. 111.

Calcasieu—East of La. 27 and south of US 90 from Sulphur to Texas state line.

Iberia—West of US 90 and north of La. 14.

Jefferson Davis—South of US 190.

Lafayette—West of US 167 and US 90.

Rapides—South of La. 465 to Junction of La. 121, west of La. 121 and La. 112 to Union Hill, and north of La. 113 to Vernon Parish line.

St. Landry—West of US 167 and south of US 190.

St. Martin—West of US 90.

Vermilion—North of La. 14.

Vernon—West and north of La. 113, south of La. 465, east of La. 117 from Kurthwood to Leesville, and south of La. 8 from Leesville to Texas state line.

**EITHER SEX HUNTING**

**PORTIONS OF THE FOLLOWING PARISHES ARE OPEN:**

**ALLEN, BEAUREGARD, CALCASIEU, JEFFERSON DAVIS, RAPIDES, and VERNON:**

Two days, Nov. 17 and Nov. 23 in those portions of the foregoing parishes within Area 4.

**AREA 5—40 days**

17 days with or without dogs: Nov. 23-Dec. 9

23 days with or without dogs: Dec. 15-Jan. 6  
**PORTIONS OF EAST CARROLL ARE OPEN:**

East Carroll—All north of La. 877 and La. 580 and east of US 65.

**EITHER SEX HUNTING**

**EAST CARROLL:**

Five days, Nov. 23-27 in that portion east of US Highway 65 including Hendersow Island, Willow Point, Newman Towhead and Duncanby Towhead.

**Area 6—28 days**

9 days still hunting only: Nov. 10-Nov. 18

10 days with or without dogs: Nov. 23-Dec. 2

9 days with or without dogs: Dec. 15-Dec. 23

**ALL OF ST. BERNARD PARISH IS OPEN.**

**EITHER SEX HUNTING**

**ST. BERNARD:**

One day, Nov. 17, in all St. Bernard Parish.

**1985 TURKEY SEASON SCHEDULE  
GENERAL**

Daily limit one gobbler, three per season. Still hunting only. Dogs, baiting, electronic calling devices and live decoys are illegal. Turkeys may be hunted with shotguns using shot not larger than size No. 2 and longbows and arrows but by no other means. Shooting turkeys from moving or stationary vehicles is prohibited.

Turkey baiting is hereby defined as the placing or distributing of harvested grain such as, but not limited to, corn, wheat or milo in such a manner so as to constitute a lure or attraction to any area where hunters are attempting to take turkeys.

A person shall be deemed to be hunting over bait if he is in the act of hunting (calling or in a blind) within 100 yards of a baited site. A baited site is only and specifically that immediate area where bait is deposited.

Any area where a hunter or hunters are found hunting or attempting to take turkeys over bait during the open turkey hunting season shall be immediately closed to hunting by posting signs circumscribing the bait site by a distance of 100 yards in all directions from the bait site. The signs shall read "Posted—Baited Area—Closed to Hunting." The area shall remain closed until all bait has been removed and for ten days afterward.

**TURKEY SEASON**

**Open Only in the Following Areas**

**Area A—30 days. Mar. 23-Apr. 21.**

**ALL OR PORTIONS OF THE PARISHES DESCRIBED AS FOLLOWS ARE OPEN:**

Allen—West of US 165 south to Kinder, north and west of La. 383 from Kinder west.

Beauregard—East of US 171-190 north to DeRidder, north of US 190 from DeRidder west.

Bienville—East of La. 7.

Calcasieu—North of La. 3059 and east of US 171 from La. 3059 north.

Caldwell—West of Ouachita River southward to US 165 at Columbia; east of US 165 from Columbia to La. 4; south of La. 4 and west of Boeuf River, east and north of La. 126, also south and west of La. 127.

Catahoula—West of Boeuf River to Ouachita river, west of Ouachita River southward to La. 8 at Harrisonburg and north of La. 8 to La. 126; north and east of La. 126.

Claiborne—All of Claiborne Parish east of US 79.

DeSoto—South of US 84 from Bayou Pierre to La. 175 at Mansfield, east of La. 175 south to La. 177, north and west of La. 177 from La. 175 to Bayou Pierre.

Grant—ALL.

Jackson—ALL.

Jefferson Davis—North of La. 3059 and west of La. 383.

LaSalle—That area east of Little River and Castor Creek, west of La. 127 to the Caldwell Parish line, ALSO north and east of La. 126 between Rosefield and Holum.

Lincoln—ALL.

Natchitoches—ALL EXCEPT those portions lying between US 84 and Red River from Campti northward, and north of La. 174 from Bayou Pierre toward Pleasant Hill, and ALSO EXCEPT that portion north of La. 6 from Natchitoches to La. 485, east and south of La. 485 from La. 6 to Powhatan, west of La. 1 from Powhatan to Natchitoches.

Ouachita—ALL west of Ouachita River.

Rapides—ALL.

Red River—East of La. 7 and north and east of US 84 to Red River (Coushatta). South of US 84 from Red River at Coushatta west to Bayou Pierre.

Sabine—South of La. 174 at Toledo Bend Lake to US 171 at Converse, west and south of US 171 to La. 175 at Many, east of La. 175 from Many northward to Pleasant Hill and south of La. 174 from Pleasant Hill eastward.

Union—ALL.

Vernon—ALL.

Webster—ALL of Webster Parish east of US 79 and La. 7 from Minden southward to Bienville line.

Winn—ALL.

Area B—30 days. Mar. 23-Apr. 21.

PORTIONS OF THE FOLLOWING PARISHES ARE OPEN:

Catahoula, Concordia, Franklin, Madison and Tensas—South of US 80 from Mississippi River to La. 17, east of La. 17 and La. 15 from Delhi to Winnsboro to Clayton; west of US 65 from Clayton to junction of La. 128, north of La. 128 to St. Joseph; west and north of La. 605, 604, and 3078 northward to Port Gibson Ferry. Also all lands in Tensas and Madison Parishes lying east of the main channel of the Mississippi River.

Area C—30 days. Mar. 23-Apr. 21.

ALL OR PORTIONS OF THE FOLLOWING PARISHES DESCRIBED AS FOLLOWS ARE OPEN:

East Baton Rouge—All north of US 190 from Mississippi River to La. 67, west of La. 67 from US 190 north to parish line.

East Feliciana—ALL.

Livingston—North of I-12.

St. Helena—ALL.

St. Tammany—ALL.

Tangipahoa—ALL.

Washington—ALL.

West Feliciana—ALL east of the Mississippi River.

Area D—37 days. Mar. 16-Apr. 21.

Within Pointe Coupee, Iberville and Upper St. Martin bounded on the north by La. 1 and the North Morganza Floodway Levee; on the south by I-10; on the east by the East Atchafalaya Basin Protection Levee; and on the west by the Atchafalaya River.

Area E—30 days. Mar. 30-Apr. 28.

Within East Carroll lying east of the main line (New) Mississippi River Levee from the Arkansas state line to the Madison Parish line, INCLUDING those areas east of the main channel of the Mississippi River known as Willow Point, Henderson Island, Newman Towhead and Duncanby Towhead.

Area F—37 days. Mar. 16-Apr. 21.

PORTIONS OF THE FOLLOWING PARISHES ARE OPEN:

Ascension

Iberville

Assumption

West Baton Rouge

North of La. 70 from La. 1 to the East Atchafalaya Basin Protection Levee, east of the East Protection Levee northward to the town of Pigeon, east of La. 75 from Pigeon to La. 77 at Indian

Village, East of La. 77 to I-10, South of I-10 to La. 1, south and west of La. 1 from I-10 to La. 70.

Area G—23 days. Mar. 23-Apr. 14.

PORTIONS OF THE FOLLOWING PARISHES ARE OPEN:

West Feliciana—That portion known as Raccourci Island.

Pointe Coupee—That portion south of La. 10 and La. 1 from Morganza to New Roads. West of La. 1 from New Roads to Parlange Lane and La. 78. West of La. 78 from La. 1 to US 190 at Livonia. East of La. 77 and 10 from Livonia to Morganza, and east of La. 1 and La. 418 northward from Morganza to La. 15.

Area H—30 days. Mar. 23-Apr. 21.

That portion of St. Landry and Upper St. Martin bounded on the north by US 190, on the east by the Atchafalaya River, on the south by I-10 and on the west by the Grimmert Canal, Bayou Fordoche, and Opelousas Bay.

#### BEAR SEASON

Nine days: Oct. 20-28 with or without dogs. Taking cub bears is prohibited. That part of the Atchafalaya Floodway in portions of St. Landry, St. Martin, Iberville, and Pointe Coupee. Bounded on the north by La. 10, and the east by East Atchafalaya Basin Protection Levee, on the south by I-10, and on the west by West Atchafalaya Basin Protection Levee.

#### NATIONAL CATAHOULA WILDLIFE MANAGEMENT PRESERVE

NATIONAL RED DIRT WILDLIFE MANAGEMENT PRESERVE

Deer: Nov. 3-11, bucks only. Nov. 23-25, either-sex.

Quail: Nov. 22, Nov. 26-February 28. Pointing breed dogs only.

Rabbit: Oct. 6-Nov. 2, Nov. 12-22 and Nov. 26-Feb. 28. Still hunting only.

Squirrel: Oct. 6-Nov. 2, Nov. 12-22 and Nov. 26-Jan. 20. Still hunting only.

Turkey: March 23-April 21. Gobblers only.

Archery: Oct. 1-Jan. 20.

Dove, Woodcock and Waterfowl: Same as outside state season.

Trapping: Same as outside.

Fishing: Same regulations as outside. No closed season.

Raccoon (Nighttime): Taking Permit From U.S. Forest Service, Pineville, Louisiana, February 1-15, 1985.

1984-85

#### WILDLIFE MANAGEMENT AREA REGULATIONS GENERAL

The following rules and regulations concerning the management, protection and harvest on wildlife management areas have been officially approved and adopted by the Louisiana Wildlife and Fisheries Commission in accordance with the authority provided in Louisiana Revised Statutes of 1950, Section 109 of Title 56. Failure to comply with these regulations will subject individual to citation and/or expulsion from the management area.

Wildlife management area seasons can be altered or closed anytime by the Department in emergency situations (floods, fires or other critical circumstances).

Lands within WMA boundaries will have same seasons and regulations as the management area with which they are associated.

Dumping garbage or trash on WMAs except in designated locations is prohibited.

Disorderly conduct or hunting under influence of alcoholic beverages, chemicals and other similar substances is prohibited.

Deer seasons are for legal buck deer unless otherwise specified.

Requests for WMA maps may be directed to any district office: P.O. Box 915, Minden, 71055; P.O. Box 4004, Monroe,

71211; P.O. Box 278, Tioga, 71477; P.O. Box 426, Ferriday, La. 71334; 1213 North Lakeshore Drive, Lake Charles, 70601; P.O. Box 585, Opelousas, La. 70570; P.O. Box 15570, Baton Rouge, 70895; or 400 Royal Street, New Orleans, La. 70130.

#### PERMITS

**DAILY:** When required, may be obtained at the permit stations on or near each WMA. Hunters must check out daily one-half hour after the end of legal shooting time.

**SEASON:** Basic resident and non-resident hunting licenses serve as season permits on WMAs when required, EXCEPT additional permits required on Ft. Polk and Peason Ridge WMAs. Persons under 16 and those 60 or over need no season permits EXCEPT on Peason Ridge WMA and Fort Polk WMA. When permits are required, hunters may enter an area one hour before legal shooting time and must be off the area one-half hour after legal shooting time EXCEPT when daily permits are required and otherwise specified. Archery license required for all bow hunters over 16 and under 60 years of age.

**TRAPPING:** Permits to take furbearers from WMAs may be obtained at district offices. No trapping is allowed on Alexander State Forest. Other special trapping exceptions are listed under respective WMA season schedules. Unless otherwise noted, WMA trapping seasons are the same as outside seasons. All traps must be run daily. Traps with teeth are illegal. Each trapper must submit an annual trapping report to the district office where his permit was obtained. Non-compliance will result in forfeiture of trapping privileges on the WMAs.

**RACCOON HUNTING: NIGHTTIME EXPERIMENTAL—**Raccoon hunters with dogs must submit an annual report of their kill to the district office where their permit was obtained. Non-compliance will result in forfeiture of hunting privileges on WMAs. A licensed hunter may take raccoon or opossum during daylight hours during the open squirrel season on WMAs. No bag limit for nighttime or daylight raccoon or opossum hunting during the open trapping season on WMAs. The remainder of the year the raccoon and opossum bag limit for daytime or nighttime is one per person.

**COMMERCIAL FISHING:** Permits are required of all commercial fishermen using Grassy Lake, Pearl River, Pomme de Terre, and Spring Bayou WMAs. Drag seines (except minnow seines) are prohibited. Commercial fishing is prohibited during regular waterfowl season on Grand Bay, Silver Lake, and Lower Sunk Lake on Three Rivers WMA. Non-compliance with permit regulations will result in revocation of commercial fishing privileges.

**SPORT FISHING:** Sport fishing and frogging are permitted on WMAs when in compliance with current laws and regulations EXCEPT nighttime frogging prohibited on Salvador, Point-Au-Chien and Ouachita WMAs.

#### FIREARMS

Firearms having live ammunition in the chamber, magazine, cylinder, or clip when attached to firearms, are not allowed in vehicles on WMAs. Firearms may not be carried on any area before or after permitted hours except in authorized camping areas.

Firearms are not permitted on WMAs during closed seasons, EXCEPT on designated shooting ranges.

Encased or broken down firearms and any game harvested may be transported through the areas by the most direct route provided that no other route exists (see respective WMA season schedule for specific regulations).

Loaded firearms are not permitted near WMA check stations.

Rifles and handguns larger than .22 caliber rimfire, shot-

gun slugs, or shot larger than Number 2 cannot be carried onto any WMA except during deer season.

Target shooting and other forms of practice shooting are prohibited on WMAs EXCEPT as otherwise specified.

Discharging of firearms or hunting from improved roads or their rights-of-way is prohibited.

#### METHODS OF TAKING GAME

Organized drivers and standers making use of noises or noisemaking devices are not permitted on WMAs.

Baiting is prohibited on all WMAs (hogs included). Unmarked hogs may be taken on certain WMAs only during prescribed seasons and only with guns or bow and arrow legal for specified seasons in progress. Proper licenses and permits are required for hunting the game species for which the area is open at the time.

Hunters who kill deer on WMAs where daily permits are required must have deer checked at the check station.

Deer hunting on WMAs is restricted to still hunting only. No WMA will be open for deer during early still hunt season unless specified in the regulation pamphlet.

Construction of and hunting from permanent tree stands or permanent blinds on WMAs is prohibited.

Tree climbing spurs are also prohibited. Any permanent stand or permanent blind will be destroyed.

A permanent blind or stand is defined as any structure and/or material, including vegetation, used for concealment while hunting, that is not completely dismantled or removed from the wildlife management area daily.

All waterfowl hunters must dismantle blind and remove decoys within 30 minutes after close of shooting hours on each respective area. Unattended decoys will be confiscated and forfeited to the Department of Wildlife and Fisheries and disposed of by the Department. This action is necessary to prevent preemption of hunting space.

Hunters shall not hunt, take, or pursue game birds or animals from moving vehicles on any WMA.

The use of horses and mules prohibited for hunting on WMAs, EXCEPT for quail hunting or EXCEPT as otherwise specified.

All hunters EXCEPT waterfowl hunters (including archers and small game hunters) on WMAs must display 400 square inches of "Hunter Orange" during open gun season for deer. ALSO all non-hunters afield during hunting seasons are encouraged to display "Hunter Orange."

**ARCHERY SEASON FOR DEER:** Still hunting only. The entire archery season is open to either-sex deer. Either-sex deer may be taken on WMAs at any time during archery season EXCEPT when bucks only seasons are in progress on the respective WMAs.

Archers must abide by bucks only regulations and other restrictions when such seasons are in progress and EXCEPT archery season is closed on certain WMAs during the muzzleloader hunts and archery seasons restricted on Point-Au-Chien and Salvador WMAs.

**MUZZLELOADER SEASON FOR DEER:** December 8-9 on Bodcau, Fort Polk, Russell Sage, and Pearl River. December 1-2 on Alexander Forest, Pearl River, Grassy Lake, Spring Bayou, and West Bay; either sex, season permit. Legal muzzleloader firearms are single barreled rifles; .44 caliber minimum, or shotguns 10 gauge or less, either of which must load exclusively from the muzzle, use black powder or approved substitute only, take single ball or slug only, have exposed percussion caps or flintlock, and be fitted only with iron sights.

## CAMPING

Camping on WMAs, including trailers, houseboats, recreation vehicles, and tents is permitted only in designated areas and for a period not to exceed 16 consecutive days, camping area use limited exclusively to outdoor recreational activities.

Houseboats are prohibited from overnight mooring within WMAs except on streambanks adjacent to Department-owned boat launching ramps, and/or designated camping areas.

On Atchafalaya Delta WMA and Pass-a-Loutre WMA, camp boats may be moored in specially designated areas throughout the waterfowl season. At all other times of the year mooring period limited to a period not to exceed 16 consecutive days. Permits are required for overnight mooring of houseboats on Pass-a-Loutre and Atchafalaya Delta Wildlife Management Areas. Permits may be obtained from headquarters on respective WMAs.

No refuse or garbage may be dumped from these boats while vessel is within the WMA boundary.

Firearms may not be kept loaded or discharged in a camping area.

Campsites must be cleaned by occupants prior to leaving and all refuse placed in designated locations.

Non-compliance with camping regulations will subject occupant to immediate expulsion and/or citation.

Damage to or removal of trees, shrubs, and wild plants on WMAs without prior approval is prohibited.

Swimming prohibited within 100 yards of boat launching ramps.

## DOGS

Except for bird hunting, duck hunting, nighttime experimental raccoon hunting, and rabbit hunting, when allowed, having or using dogs on any WMA is prohibited. Only recognizable breeds of bird dogs and retrievers are permitted for quail and migratory bird hunting. Only beagle hounds which do not exceed 15 inches at the front shoulders and which have recognizable characteristics of the breed may be used on WMAs having experimental rabbit seasons.

## VEHICLES

Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to ground), are prohibited on specified WMAs.

Airboats, aircraft, and hover craft are prohibited on all WMAs.

Driving or parking vehicles on food or cover plots and strips is prohibited.

Motorized vehicles including ATVs, ATCs, and motorcycles, are restricted entirely to roads designated on WMA maps.

## 1984-85 SEASON

### WILDLIFE MANAGEMENT AREAS HUNTING SCHEDULE

1. ALEXANDER STATE FOREST (Owner—Office of Forestry-DNR—7,875 Acres):

Deer: Nov. 10-14, 23-25, bucks only, Season Permit.

Muzzleloader: Dec. 1-2, either-sex, Season Permit.

Archery: Closed during muzzleloader season.

Squirrel & Rabbits: Same as outside EXCEPT closed during either-sex gun hunts for deer and EXCEPT still hunt only.

Quail, Woodcock & Doves: Same as outside EXCEPT closed during either-sex gun hunts for deer.

Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited.

2. ATCHAFALAYA DELTA (Owner—State of Louisiana—125,000 Acres):

Migratory Game Bird Hunting Only: Same as outside.

Rabbits: May be taken with beagles same as outside season EXCEPT closed during duck season.

3. ATTAKAPAS (Owner—State of Louisiana—25,500 Acres):  
Deer: Nov. 23, either-sex, Season Permit. Nov. 24-25-Dec. 29-Jan. 13, bucks only, Season Permit.

Squirrel & Rabbit: Same as outside EXCEPT closed during either-sex gun hunts for deer and EXCEPT still hunt only.

Woodcock: Same as outside.

Waterfowl: Same as outside EXCEPT hunting after 2 p.m. prohibited.

Unmarked Hogs: May be taken during deer season only by properly licensed deer hunters with guns or bow and arrow.

Trapping: Same as outside EXCEPT permit required from area supervisor or Opelousas District Office.

4. BIG LAKE (Department Owned—14,711 Acres)

Deer: Nov. 23, either-sex, Daily Permit; Nov. 24-25, bucks only, Season Permit. Dec. 29-Jan. 13, bucks only, Season Permit.

Squirrel & Rabbit: Oct. 6-Nov. 18; and Dec. 1-9. Still hunt only. Beagles permitted for rabbits Jan. 19-Feb. 3, (Experimental).

Woodcock: Same as outside EXCEPT closed during either-sex deer gun hunt.

Turkey: March 23-April 7, Gobblers only.

Waterfowl: Same as outside EXCEPT closed during either-sex gun hunt for deer and hunting after 2:00 p.m. prohibited.

Trapping: Dec. 1-Jan. 13, Permit from Ferriday District Office Required.

Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from center of the hub (measured horizontal to ground) are prohibited.

Encased or broken down firearms and any game harvested may be transported through the area by the most direct route, provided no other route exists. Free ranging livestock not permitted.

5. BILOXI (Owner—Biloxi Marsh Land Corporation—39,583 Acres):

Deer: Nov. 23-Dec. 2, bucks only, Season Permit, still hunt only.

Rabbit: Oct. 6-Jan. 6. Still hunt only.

Waterfowl & All Other Game: Same as outside EXCEPT still hunt only.

6. BODCAU (Owner—U.S. Army Corps of Engineers—32,741 Acres):

Deer: Same as outside EXCEPT still hunt only. Season Permit.

Muzzleloader: Dec. 8-9, either-sex, Season Permit.

Archery: Closed during muzzleloader season.

All Small Game: Same as outside EXCEPT still hunt only and EXCEPT bird dogs and retrievers allowed.

Waterfowl: Same as outside EXCEPT hunting after 2 p.m. prohibited.

Unmarked Hogs: May be taken during deer season only by properly licensed deer hunters with gun and bow and arrow.

No vehicles allowed on slopes of dams and levees.

7. BOEUF (Department Owned—38,403 Acres):

Deer: South of Bayou Lafourche Cut-Off—Nov. 23 either-sex, Daily Permit. Nov. 24-25 bucks only, Season Permit. Dec. 15-Jan 1, bucks only, Season Permit.

North of Bayou Lafourche Cut-Off—Nov. 23-25, Dec. 15-Jan. 1, bucks only, Season Permit.

Squirrel & Rabbit: Oct. 6-Nov. 18 and Dec. 1-9, still hunt only, EXCEPT beagles permitted for rabbit Jan. 19-Feb. 3 EXPERIMENTAL.

Waterfowl: Same as outside EXCEPT hunting after 2 p.m. prohibited and EXCEPT waterfowl season closed during either-sex gun hunt for deer.

Quail & Woodcock: Same as outside EXCEPT closed during either-sex gun hunts for deer.

Turkey: Mar. 23-Apr. 7, Gobblers Only. South of La. 4.  
Raccoon: EXPERIMENTAL, Nov. 3-15 taking permitted,  
Feb. 4-25 (Chase Only) taking prohibited. Permit required from  
Ferriday District Office.

Trapping: Dec. 1-Jan. 13. Permit required from Ferriday  
District Office.

Unmarked Hogs: may be taken by all properly licensed  
hunters during hunting seasons with gun or bow and arrow. Free-  
ranging livestock not permitted in fenced areas.

Encased or broken down firearms and any game harvested  
may be transported through the area by the most direct route, pro-  
vided that no other route exists.

Vehicles having wheels with a wheel-tire combination hav-  
ing a radius of 17 inches or more from the center of the hub (mea-  
sured horizontal to the ground) are prohibited.

No hunting allowed in research area.

8. BOHEMIA (Owner—Orleans Levee District—33,000 Acres):  
Deer: Nov. 10, 11, 17, 18 and Nov. 23-25 and Dec. 8-9,  
either sex, Daily Permit. Dec. 29-Jan 13, bucks only, Season Per-  
mit.

Squirrel: Same as outside EXCEPT closed during either-  
sex gun hunts for deer. Still hunt only.

Rabbit: Same as outside EXCEPT closed during either-sex  
gun hunts for deer North of Bayou Lamoque, still hunt only EX-  
CEPT beagles permitted Jan. 14-Feb. 28 on entire area. EXPER-  
IMENTAL.

Snipe & Dove: Same as outside EXCEPT closed north of  
Bayou Lamoque during either-sex gun hunts for deer.

Waterfowl: Same as outside.

Crawfish: No more than 100 pounds per person per day.

9. BOISE-VERNON (Owner—Boise-Southern Company—54,269  
Acres):

Deer: Nov. 3-21, bucks only, Season Permit. Nov. 23-25,  
either-sex, Daily Permit.

Squirrel & Rabbit: Same as outside EXCEPT, still hunt only  
and EXCEPT closed during either-sex gun hunts for deer.

Quail, Woodcock & Dove: Same as outside EXCEPT  
closed during either-sex gun hunts for deer.

Turkey: Same as outside. Gobblers only.

Waterfowl: Same as outside EXCEPT closed during ei-  
ther-sex gun hunts for deer and hunting after 2 p.m. prohibited.

10. CITIES SERVICE (Owner—J. Steele and A. Grant—16,714  
Acres):

Deer: Nov. 3-21 and Nov. 25-27, bucks only, Season  
Permit. Nov. 23-24, either-sex, Season Permit.

Squirrel & Rabbit: Oct. 6-Nov. 18 and Dec. 8-Jan. 1, still  
hunt only. Beagles permitted for rabbit hunt Feb. 2-10 EXPERI-  
MENTAL.

Quail, Woodcock, & Dove: Same as outside EXCEPT  
closed during either-sex gun hunts for deer.

Waterfowl: Same as outside EXCEPT closed during ei-  
ther-sex gun hunts for deer and hunting after 2 p.m. prohibited.

Trapping: Dec. 1-Jan. 13, Permit required from Monroe  
District Office.

Raccoon (Nighttime): EXPERIMENTAL, Permit required  
from Monroe District Office. Oct. 6-31 (Chase only) taking pro-  
hibited. Jan. 19-Feb. 3 taking permitted.

Encased or broken down firearms and any game harvested  
may be transported through the area by the most direct route, pro-  
vided no other route exists.

Vehicles having wheels with a wheel-tire combination hav-  
ing a radius of 17 inches or more from the center of the hub (mea-  
sured horizontal to the ground) are prohibited.

11. FORT POLK (Owner—U.S. Army and U.S. Forest Ser-  
vice—109,855 Acres):

Daily military clearance required to hunt any game. All  
hunting except either-sex deer hunting available by self clearing  
permit system. Registration for use of self clearing permit required  
once per year at Building No. 8601, North Fort Polk. Either-sex  
deer season daily permits available at daily permit stations. Trap-  
pers must also register at Building No. 8601 and use self clearing  
system.

Deer: Nov. 3-21, and Dec. 26-Jan. 1, bucks only, Season  
Permit. Nov. 23-25, either-sex, Daily Permit.

Muzzleloader: Dec. 8-9, either-sex, Special Permit, Build-  
ing No. 8601. A selected portion of the area to be open.

Special archery regulations for Cantonment Areas, check  
locally at Building No. 8601. Either-sex deer legal Oct. 1-Jan. 20.  
Remainder of WMA restricted to bucks only when bucks only gun  
season is in progress.

Squirrel & Rabbit: Same as outside EXCEPT still hunt  
only, and shotguns only permitted and EXCEPT closed during ei-  
ther-sex gun hunts for deer. Hunter Orange must be worn when  
bucks only gun hunts for deer are in progress.

Quail, Woodcock, & Dove: Same as outside season EX-  
CEPT closed during either-sex gun hunts for deer. No member of  
a party engaged in bird hunting shall use or have in his possession  
a rifle, shotgun slugs, or shotgun shell larger than No. 6.

Turkey: Same as outside season. Gobblers only.

Waterfowl: Same as outside EXCEPT closed during all ei-  
ther-sex gun hunts for deer and hunting after 2 p.m. prohibited.

Unmarked hogs: May be taken during deer season only by  
properly licensed deer hunters with gun or bow and arrow.

12. GEORGIA-PACIFIC (Owner—Georgia-Pacific Corpora-  
tion, et al—28,000 Acres):

Deer: Nov. 3-21 and Nov. 25-27, bucks only, Season  
Permit. Nov. 23-24, either-sex, Daily Permit.

Squirrel & Rabbit: Oct. 6-Nov. 18 and Dec. 8-Jan. 1, still  
hunt only.

Quail, Woodcock & Dove: Same as outside EXCEPT  
closed during either-sex gun hunts for deer.

Waterfowl: Same as outside EXCEPT closed during ei-  
ther-sex gun hunts for deer and hunting after 2 p.m. prohibited.

Trapping: Dec. 1-Jan. 20, Permit from Monroe District  
Office required.

Raccoon: EXPERIMENTAL, Permit from Monroe District  
Office required. Oct. 6-31 (Chase only) taking prohibited. Jan. 26-  
Feb. 10 taking permitted.

SPECIAL REGULATION: Company Pond Road is treated  
as a state or parish road. Hunters may transport guns along this  
road if broken down or encased when gun only season is in prog-  
ress on outside.

13. GRASSY LAKE (Department Owned—13,297 Acres):

Deer: Nov. 23, either-sex, Daily Permit. Nov. 24-25 and  
Dec. 29-Jan. 13, bucks only, Season Permit.

Muzzleloader: Dec. 1-2, either-sex, Season Permit.

Archery: Closed during muzzleloader season.

Squirrel & Rabbit: Same as outside EXCEPT closed dur-  
ing either-sex gun hunts for deer and still hunting only. Beagles  
permitted for rabbits Jan. 19-27, EXPERIMENTAL.

Woodcock: Same as outside.

Waterfowl: Same as outside EXCEPT closed during ei-  
ther-sex gun hunts for deer and hunting after 2 p.m. prohibited.

Sport Fishing: Same as outside EXCEPT permitted only  
after 2 p.m. during waterfowl season, on Smith Bay and Grassy  
Lake proper.

Commercial Fishing: Permitted EXCEPT on Smith Bay and  
Grassy Lake proper on Saturday and Sunday and during water-  
fowl season. Permits available from area supervisor or Opelousas  
District Office.

Unmarked Hogs: May be taken during deer season only by properly licensed deer hunters with gun or bow and arrow.

All free ranging livestock prohibited.

Raccoon: EXPERIMENTAL Nov. 3-15 permits available at Spring Bayou WMA headquarters. Taking permitte<sup>1</sup>

Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited.

14. JACKSON-BIENVILLE (Owner—Willamette Industries, Continental Can Co., et al—30,845 Acres):

Deer: Nov. 23-Dec. 2, either-sex, Daily Permit. Dec. 22-Jan. 1, bucks only, Season Permit.

All Small Game: Same as outside EXCEPT still hunt only and closed during either-sex gun hunts for deer.

Turkey: Same as outside. Gobblers only.

Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited.

Trapping: Same as outside EXCEPT closed during either-sex gun hunts for deer. Permit required from Minden District Office.

Raccoon: EXPERIMENTAL. Permit from Minden District Office required. Oct. 13-31 (Chase Only) taking prohibited. Dec. 3-9 taking permitted.

Unmarked Hogs: May be taken during deer season only by properly licensed deer hunters, with gun or bow and arrow.

15. JOYCE (Department Owned—13,569 Acres):

Deer: Dec. 15-Jan. 20, bucks only, still hunt only, Season Permit.

Waterfowl: Same as outside EXCEPT closed 12 noon.

Snipe, Rail, & Gallinule: Same as outside season.

Squirrel & Rabbit: Same as outside season. Still hunt only.

Trapping: Same as south zone season. Permit required from area supervisor or Baton Rouge District Office.

16. LOGGY BAYOU (Department Owned—3,600 Acres):

Deer: Nov. 23-25, bucks only, Season Permit (gun hunt).

Archery: Oct. 1-Jan. 20, bucks only during gun hunts for deer.

All Small Game: Same as outside EXCEPT closed during gun hunts for deer and still hunt only.

Waterfowl: Same as outside EXCEPT hunting after 2 p.m. prohibited and EXCEPT closed during ALL gun hunts for deer.

17. MANCHAC (Department Owned—8,325 Acres):

Deer: Dec. 29-Jan. 20, Still hunt only, bucks only, Season Permit.

Squirrel & Rabbit: Same as outside season. Still hunt only EXCEPT rabbits may be hunted all day after the last day of waterfowl season, EXPERIMENTAL.

Snipe, Rail and Gallinule: Same as outside.

Waterfowl: Same as outside EXCEPT closed 12 noon.

18. OUACHITA (Department Owned—3,285 Acres):

Deer: Nov. 23, either-sex, Daily Permit. Nov. 3-11, Nov. 24-27, and Dec. 22-Jan. 1, bucks only, Season Permit.

Waterfowl: Same as outside EXCEPT hunting after 2 p.m. prohibited, EXCEPT closed during either-sex gun hunts for deer.

Squirrel & Rabbit: Oct. 6-Dec. 2, Still hunt only, EXCEPT closed during either-sex gun hunts for deer.

Woodcock: Same as outside season, EXCEPT closed during either-sex gun hunts for deer.

Trapping: Dec. 1-Jan. 15. Permit from Monroe District Office Required.

Raccoon (Nighttime): EXPERIMENTAL. Permit from Monroe District Office Required. Oct. 20-28, (Chase Only) taking prohibited. Jan. 26-Feb. 3, taking permitted.

Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited. Cars, pickups and other vehicles restricted to designated roads. ATVs and ATCs restricted to designated trails. EXCEPT as otherwise provided all night time activities prohibited.

19. PASS-A-LOUTRE (Department Owned—66,000 Acres):

Migratory Game Bird Hunting Only: Same as outside.

Rabbits: May be taken with beagles same as outside season EXCEPT closed during duck season.

20. PEARL RIVER (Department Owned—32,813 Acres):

Deer: Nov. 23-25, either-sex, Daily Permit. Dec. 15-Jan. 20, bucks only, Season Permit. Deer season closed south of US 90 during waterfowl season.

Muzzleloader: Dec. 1-2, and Dec. 8-9, either-sex, Season Permit.

Archery: Closed during muzzleloader season and south of US 90 during waterfowl season.

Squirrel & Rabbit: Same as outside. Still hunt only. Closed during either-sex gun hunts for deer and closed south of US Highway 90 during waterfowl season.

Snipe, Woodcock, Rail & Gallinule: Same as outside EXCEPT closed during either-sex gun hunts for deer and EXCEPT snipe, rail and gallinule hunting permitted south of I-10 only, and EXCEPT daily permit required for hunting south of US 90. Permits available from Baton Rouge office.

Turkey: Mar. 23-Apr. 21. Gobblers only.

Waterfowl: Same as outside EXCEPT morning hunting only (closes 12 noon) and closed during either-sex gun hunts for deer and EXCEPT daily permit required for hunting south of US Highway 90. Permits available from Baton Rouge office.

Crawfish: 100 pounds per person per day limit.

Commercial Fishing: Permit from Baton Rouge District Office or area supervisor required.

Raccoon (Nighttime): EXPERIMENTAL. Oct. 20-Nov. 4 and Feb. 16-28. Taking permitted. Permit from Baton Rouge District Office or area supervisor required. Horses or mules may be used for hunting raccoons.

Unmarked Hogs: May be taken during deer season only by properly licensed hunter, with gun or bow and arrow.

Trapping: Dec. 1-Feb. 15, EXCEPT for south of US 90 which shall be same as south zone. For information contact Baton Rouge District Office or area supervisor. Permit required.

Old Hwy. 11 will be closed when river gauge at Pearl River, Louisiana reaches 16.5 feet.

No Hunting in the vicinity of Nature Trail. Observe “no hunting” signs. Rifle range open only at approved times. Contact Baton Rouge District Office.

21. PEASON RIDGE (Owner—U.S. Army—33,488 Acres):

Daily military clearance required to hunt any game. All hunting except either-sex deer hunting available by self clearing permit system. Registration for use of self clearing permit required once per year at Building No. 8601, North Fort Polk. Either-sex deer season daily permits available at daily permit stations. Trappers must also register at Building No. 8601 and use self clearing system.

Deer: Nov. 3-21, bucks only, Season Permit. Nov. 23-25, either-sex, Daily Permit.

Squirrel & Rabbit: Same as outside EXCEPT still hunt and shotguns only permitted and EXCEPT closed during either-sex gun hunts for deer. Hunter Orange must be worn when bucks only gun hunts for deer are in progress.

Quail, Woodcock & Dove: Same as outside EXCEPT closed during either-sex gun hunts for deer.

Turkey: Same as outside. Gobblers only.

Unmarked Hogs: May be taken by properly licensed hunters only during deer seasons with gun or bow and arrow.



22. POINT-AU-CHIEN (Department Owned—28,244 Acres):  
 Morning hunting only (Closed 12 Noon) on ALL GAME.  
 Deer: Nov. 23-25 and Dec. 15-23, bucks only. Still hunt only.  
 Archery: Nov. 17-22, either sex; Nov. 23-25 and Dec. 15-Jan. 20, bucks only.  
 Rabbit: Oct. 6-Nov. 16, ALSO after close of waterfowl season till Feb. 28, Beagles permitted. EXPERIMENTAL remainder of season still hunt only.  
 All Other Game: Same as outside. Still hunt only.  
 Mudboats with inboard engines larger than 25 h.p. prohibited in interior ditches.  
 ALL night time activities prohibited on area from 30 minutes after sundown to one and one half hours before sunrise.
23. POMME DE TERRE (Department Owned—3,991 Acres):  
 Deer: Nov. 23, either-sex, Daily Permit. Nov. 24-25 and Dec. 29-Jan. 13, bucks only, Season Permit. Still hunt only.  
 Waterfowl & Snipe: Same as outside EXCEPT hunting after 2 p.m. prohibited.  
 Squirrel & Rabbit: Same as outside EXCEPT still hunt only. EXCEPT Beagles permitted for rabbits Jan. 19-27, EXPERIMENTAL.  
 Woodcock: Same as outside.  
 Commercial Fishing: Permitted Monday through Friday. Permits available from area supervisor or Opelousas District Office.  
 Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited.
24. RED RIVER (Department Owned—16,604 Acres; U.S. Corps of Engineers—11,717 Acres):  
 Deer: Nov. 23, either-sex, Daily Permit. Nov. 24-25 and Dec. 29-Jan. 13, bucks only, Season Permit.  
 Squirrel & Rabbit: Oct. 6-Nov. 18 and Dec. 1-9, still hunt only, EXCEPT beagles permitted for rabbit Jan. 19-Feb. 3, EXPERIMENTAL.  
 Waterfowl: Same as outside EXCEPT closed during either-sex gun hunt for deer and hunting after 2 p.m. prohibited.  
 Woodcock: Same as outside EXCEPT closed during either-sex gun hunt for deer.  
 Raccoon (Nighttime): EXPERIMENTAL. Permit required from Ferriday District Office Nov. 3-15. Taking permitted and Feb. 4-25 (Chase Only) taking prohibited.  
 Trapping: Dec. 1-Jan. 13. Permit required from Ferriday District Office.  
 Unmarked Hogs: May be taken by properly licensed hunters only during deer season with gun or bow and arrow. No hunting allowed in restricted areas.  
 Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited.  
 Encased or broken down firearms and any game harvested may be transported through the area by the most direct route provided that no other route exists. No hunting allowed in restricted area. Free-ranging livestock not permitted in Area.
25. RUSSELL SAGE (Department owned—17,200 Acres):  
 Deer: Nov. 23-24, either-sex, Daily Permit. Nov. 3-11, Nov. 25-27 and Dec. 15-Jan. 1, bucks only, Season Permit.  
 Archery: Closed during muzzleloader season.  
 Muzzleloader: Dec. 8-9, either-sex, Season Permit.  
 Squirrel & Rabbit: Oct. 6-Dec. 2, Still hunt only. Closed during either-sex gun hunts for deer. Beagles permitted for rabbits Feb. 2-10, EXPERIMENTAL.  
 Dove: 1st segment of dove season.  
 Woodcock: Last segment of waterfowl season.
- Turkey: Mar. 30-Apr. 7, south of US 80 only.  
 Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited.  
 Trapping: Dec. 15-Jan. 20. Permit from Monroe District Office Required. No trapping in waterfowl refuge.  
 Raccoon (Nighttime): EXPERIMENTAL. Permit from Monroe District Office Required. Sept. 15-23 and Oct. 13-31 (Chase Only) taking prohibited. Dec. 1-6 and Jan. 26-Feb. 3 taking permitted.  
 Crawfish: 100 pounds per person per day limit.  
 NOTE: ALL regulations on Chauvin Tract on US 165 north same as outside, EXCEPT still hunt only. No permanent tree stands allowed. Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited. Cars, pickups, and other vehicles restricted to designated roads. ATVs and ATCs restricted to designated trails.
26. SABINE (Owner—International Paper Company, Boise Southern Co., et al—14,780 Acres):  
 Deer: Nov. 3-21, bucks only, Season Permit. Nov. 23-25 and Dec. 1-2, either-sex, Daily Permit.  
 Squirrel & Rabbit: Same as outside EXCEPT still hunt only and EXCEPT closed during either-sex gun hunts for deer.  
 Quail, Woodcock & Dove: Same as outside EXCEPT closed during either-sex gun hunts for deer.  
 Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited.  
 Unmarked Hogs: May be taken by properly licensed deer hunters only during deer season with gun or bow and arrow.
27. SABINE ISLAND (Owner—State of Louisiana and Calcasieu Parish School Board—8,103 Acres):  
 ALL seasons same as outside EXCEPT still hunting only. Hunting for waterfowl after 2 p.m. prohibited. Sabine Island boundaries are Sabine River on the west, Cut-Off Bayou on the north, and Old River and Big Bayou on the south and east.
28. SALINE (Department Owned—60,276 Acres):  
 Deer: Nov. 23, either-sex, Daily Permit. Nov. 24-25 and Dec. 29-Jan. 13, bucks only, Season Permit.  
 Squirrel & Rabbit: Oct. 6-Nov. 18 and Dec. 1-9, still hunt only. Beagles permitted for rabbits, Jan. 19-Feb. 3, EXPERIMENTAL.  
 Woodcock: Same as outside.  
 Turkey: Mar. 23-Apr. 7. Gobblers only.  
 Waterfowl: Same as outside EXCEPT closed during either-sex gun hunt for deer and hunting after 2 p.m. prohibited.  
 Trapping: Dec. 1-Jan. 13. Permit Required from Ferriday District Office. Trapping prohibited in greentree reservoir.  
 Raccoon: EXPERIMENTAL Nov. 3-15. Taking permitted; Feb. 4-25 (Chase Only) taking prohibited, Permit Required from Ferriday District Office.  
 Unmarked Hogs: May be taken by all properly licensed hunters during open hunting season with gun or bow and arrow in fenced-in areas south and east of Hwy. 28. Free ranging livestock not permitted in area south and east of Hwy. 28. Also, free ranging livestock EXCEPT hogs not permitted in fenced area north of Hwy. 28.  
 Encased or broken down firearms and any game harvested may be transported through the area by the most direct route, provided that no other route exists. No hunting allowed in research areas. Trapping prohibited in greentree reservoir.  
 Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited.
29. SALVADOR (Department Owned—30,600 Acres):  
 Morning Hunting Only (closed 12 noon) on ALL game.



Deer: Nov. 23-25 and Dec. 15-23, bucks only. Still hunt only.

Archery: Nov. 17-22 and Nov. 26-Dec. 14, either-sex. Nov. 23-25 and Dec. 15-Jan. 20, bucks only.

Rabbits: Oct. 6-Nov. 16 and after close of waterfowl season until Feb. 28 beagles permitted EXPERIMENTAL; remainder, still hunt only.

All Other Game: Same as outside, still hunt only. Beagles permitted for rabbit hunting same as outside EXCEPT closed during duck season. EXPERIMENTAL.

Boats powered by internal combustion engines having horsepower rating above 25 h.p. are permitted only in oil company access canals; Louisiana Cypress Canal, the Netherlands ponds including the West Canal; Lakes—"Baie Des Chactas" and "Baie du Cabanage"; and the Rathborne Access ditch. All night time activities prohibited on the area from 30 minutes after sundown to one and one half hours before sunrise, including frogging.

30. SHERBURNE (Department Owned—10,230 Acres):

Deer: Nov. 23, either-sex, Daily Permit. Nov. 24-25 and Dec. 29-Jan. 13, bucks only, Season Permit.

Squirrel, Rabbit & Woodcock: Same as outside EXCEPT closed during either-sex gun hunts for deer.

Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited. No early teal season.

Turkey: Mar. 23-Apr. 7.

Trapping: Same as outside, permit required from Opelousas office.

All motorized vehicles restricted to designated roads. Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from center of hub (measured horizontal to ground) are prohibited. Free ranging livestock prohibited.

31. SICILY ISLAND HILLS (Department Owned—6,179 Acres):

Deer: Nov. 23-Dec. 2 and Dec. 29-Jan. 13, bucks only, Season Permit. Still hunt only.

Squirrel & Rabbit: Oct. 6-Nov. 18 and Dec. 1-9, Still hunt only. Beagles permitted for rabbits Jan. 19-Feb. 3, EXPERIMENTAL.

Quail & Woodcock: Same as outside.

Waterfowl: Same as outside EXCEPT hunting after 2 p.m. prohibited.

Trapping: Dec. 1-Jan. 13. Permit Required from Ferriday District Office.

Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited.

Firearms and any game harvested cannot be transported through the area except during the corresponding open season on area. Free ranging livestock prohibited.

32. SODA LAKE (Owner—Caddo Levee District—1,300 Acres):

All Game: Same as outside EXCEPT still hunting only, EXCEPT hunting for waterfowl after 2 p.m. prohibited.

33. SPRING BAYOU (Department Owned—11,678 Acres):

Deer: Nov. 23, either-sex, Daily Permit. Nov. 24-25 and Dec. 29-Jan. 13, bucks only, Season Permit.

Muzzleloader: Dec. 1-2, either-sex, Season Permit.

Archery: Closed during muzzleloader season.

Squirrel & Rabbit: Same as outside EXCEPT closed during gun hunts for deer. Still hunt only. Beagles permitted for rabbits Jan. 19-27, EXPERIMENTAL.

Woodcock: Same as outside EXCEPT closed during muzzleloader season.

Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited.

Raccoon: EXPERIMENTAL, Nov. 3-15 taking permitted. Permits available (Nighttime) at WMA headquarters.

Commercial Fishing: Permitted Monday through Friday. Permits available from area supervisor or Opelousas District Office. Closed during Waterfowl season.

No hunting allowed in headquarters area.

Unmarked Hogs: May be taken by properly licensed deer hunters only during deer seasons with gun or bow and arrow.

Only overnight campers allowed in the improved Boggy Bayou Camping area after 10 p.m. Water skiing permitted only in Old River and Grand Lac.

Sport Fishing: Permitted only after 2 p.m. during waterfowl season.

Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited.

34. THISTLETHWAITE (Owner—Thistlethwaite Heirs—11,100 Acres):

Deer: Nov. 23, either-sex, Daily Permit. Nov. 24-25 and Dec. 29-Jan. 13, bucks only, Season Permit.

Squirrel & Rabbit: Same as outside EXCEPT still hunt only and closed during gun hunts for deer.

Woodcock: Same as outside EXCEPT closed during either-sex gun hunt for deer.

Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited. No early teal season.

Unmarked Hogs: May be taken during deer season only by properly licensed deer hunters with gun or bow and arrow.

ALL motorized vehicles restricted to improved roads only. ALL hunters must enter and leave through main gate only.

35. THREE RIVERS (Department Owned—23,222 Acres; U.S. Corps of Engineers—1,085 Acres):

Deer: Nov. 23, either-sex, Daily Permit. Nov. 24-25 and Dec. 29-Jan. 13, bucks only, Season Permit.

Squirrel & Rabbit: Oct. 6-Nov. 18 and Dec. 1-9, Still hunt only. Beagles permitted for rabbits, Jan. 19-Feb. 3, EXPERIMENTAL.

Quail, Snipe, & Woodcock: Same as outside EXCEPT closed during either-sex gun hunts for deer.

Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited.

Raccoon (Nighttime): EXPERIMENTAL. Permit Required from Ferriday District Office Nov. 3-15. Taking permitted and Feb. 4-25, (Chase Only) taking prohibited.

Trapping: Dec. 1-Jan. 13, Permit Required from Ferriday District Office.

Free ranging livestock not permitted in area.

Unmarked Hogs: May be taken by all properly licensed hunters during open seasons with guns or bow and arrow.

Encased or broken down firearms and any game harvested may be transported through the area by the most direct route provided that no other route exists.

Vehicles having wheels with a wheel-tire combination having a radius of 17 inches or more from the center of the hub (measured horizontal to the ground) are prohibited.

36. UNION (Owner—Manville Forest Products Corporation, et al—12,397 Acres):

Deer: Nov. 3-21, bucks only, Season Permit. Nov. 23-Dec. 2, either-sex, Daily Permit.

Squirrel & Rabbit: Oct. 6-Nov. 18 and Dec. 8-Jan. 1, Still hunt only. EXCEPT Beagles permitted for rabbits Feb. 2-10, EXPERIMENTAL.

Quail, Woodcock & Dove: Same as outside EXCEPT closed during either-sex gun hunts for deer.

Trapping: Dec. 8-Jan. 27. Permit Required from Monroe District Office.

Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer and hunting after 2 p.m. prohibited.

FERAL hogs not legal game.

37. WEST BAY (Owner—Boise Southern Company, Kirby Lumber Co., Quatre-Parish Company, et al—55,185 Acres):

Deer: Nov. 3-21, bucks only, Season Permit. Nov. 23-25, either-sex, Daily Permit.

Muzzleloader: Dec. 1-2, either-sex, Season Permit.

Archery: Closed during muzzleloader season.

Squirrel & Rabbit: Same as outside EXCEPT still hunt only and closed during either-sex gun hunts for deer.

Quail, Dove, Woodcock & Waterfowl: Same as outside EXCEPT closed during either-sex gun hunts for deer.

Turkey: Mar. 23-Apr. 7. Gobblers only.

38. WISNER (Owner—Edward Wisner Donation Advisory Committee—21,621 Acres):

Rabbit: Same as outside EXCEPT closed during waterfowl season and beagles permitted Oct. 6-Feb. 28, EXPERIMENTAL.

Waterfowl & All Other Game: Same as outside EXCEPT still hunting only.

J. Burton Angelle  
Secretary

# Notices of Intent

## NOTICE OF INTENT

### Department of Agriculture Agricultural Finance Authority

In accordance with the provisions of LSA 49:951, et seq., the Administrative Procedure Act, and LSA 3:266 (4), enacted by Acts 1983, No. 96, notice is hereby given that the Department of Agriculture, Louisiana Agricultural Finance Authority, will conduct a public hearing on Tuesday, August 22, 1984, beginning at 10 a.m., at the State Capitol, Baton Rouge, LA.

The purpose of the hearing will be to consider the adoption of comprehensive rules and regulations for the administration of the Tax-Exempt Agricultural Revenue Bond Program authorized under Acts 1983, No. 96, including but not limited to the following general subject areas: definitions; administration of LAFA's affairs; program authorization, applicability of Federal law; projects eligible for loans funded with LAFA bond proceeds; projects ineligible for loans funded with LAFA bond proceeds, exceptions; maximum amount of agricultural loans for capital expenditures; minimum amount of bonds/agricultural loans; requirements for lenders and borrowers; required terms and conditions for loans funded with proceeds of LAFA bonds; fees required; program description, procedures required for funding of loans with LAFA bond proceeds; and causes for termination of Loan Purchase Agreement.

In accordance with regular procedures of the Commissioner of Agriculture, additional hearings will be conducted throughout the state prior to final action concerning the enactment of these proposed regulations.

A copy of the text of the proposed rules may be obtained

from Bryce Malone, Assistant Commissioner, Office of Marketing, Box 44184, Baton Rouge, LA 70804, or 12055 Airline Highway, Baton Rouge, LA 70816, phone 504/925-4657. He will also accept comments from any interested person up to and including 4:30 p.m. on September 20, 1984, and present all comments received by him for the consideration of the Louisiana Agricultural Finance Authority prior to final action concerning the proposed rules and regulations by the Authority.

At any public hearing conducted by the Authority, any interested person may present data, argument, and views, orally or in writing, which data, argument, and views will be given full consideration by the Authority prior to final action concerning the proposed rules and regulations.

Bob Odum  
Commissioner

### Fiscal and Economic Impact Statement For Administrative Rules

#### Rule Title: Agricultural Revenue Bond Program

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no costs to local government units. The costs to the agency will be funded as part of the costs of each bond issue. Revenues for payment of issue costs come from a 2½% cost of issue fee which is paid by the borrower. The State itself will be at no risk (or very minimal risk) under the proposed rules, because the Authority's rules will require a commitment by a private lender to re-purchase any loan which may default.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Local governmental units will indirectly realize some increased tax revenues when local taxes are applicable to items purchased by borrowers with bond proceeds. However, since each lender/borrower determines the use to which borrowed funds will be put by the borrower, it is not possible to estimate the exact amount of increased local tax revenue. The Authority will receive approximately \$175,000 annually in new revenues from its share of cost of issue fees (approximately 1/10 of 1% of the total amount of each series of bonds issued) and loan service fees (approximately .00075 of the outstanding principal balance of each loan at the time when interest and principal payments are made by the borrower).

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Participating borrowers can expect to save up to approximately 3 - 4% in interest rates on loans. Interest rates vary from loan to loan and are determined by the lender, not the Authority. The Authority will determine whether or not a specific fixed interest rate on a specific loan is eligible for participation in the bond program and is reasonable. The Authority has tentatively established (by emergency rule) a maximum rate of 85% of the published daily New York prime as the maximum variable interest rate which will be approved. Lenders will benefit according to each individual lender's tax bracket, in that interest revenues realized by lenders will be tax exempt.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

Successful administration of the Authority's program should result in increased public sector employment opportunities, which will be determined by the use to which individual borrowers put the funds borrowed from bond proceeds.

Federal tax laws permit use of tax exempt bond proceeds for land improvements and fixtures, farm buildings, new farm equipment, soil and water conservation activities, and construction/purchase of agribusiness operations. Borrowers who use bond proceeds for construction type purposes can be expected to employ persons for construction/operation. However, there will probably be no increased employment opportunities when bond proceeds are used to buy farm equipment. A concurrent but not adverse effect on competition is anticipated.

Bryce Malone  
Assistant Director of Marketing

Jean S. Vandal  
Legislative Fiscal Analyst

## NOTICE OF INTENT

### Department of Commerce Office of Commerce and Industry

The Department of Commerce, Office of Commerce and Industry, intends to implement procedures for administering the Local Economic Development Support Fund authorized by Act 634 of the 1984 Legislature.

(The text of this Notice of Intent is printed in this issue in the Emergency Rules section under Department of Commerce, Office of Commerce and Industry).

Interested persons may submit comments on the proposed rule to: Nadia L. Goodman, Office of Commerce and Industry, Box 44105, Baton Rouge, LA 70804.

### Fiscal and Economic Impact Statement For Administrative Rules

#### Rule Title: Local Economic Development Support Fund

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The workload associated with the review of applications and monitoring of contract performance can be absorbed by the Office of Commerce and Industry. Thus, there is no additional cost to state government in administering this program. The rules impose no additional administrative cost on local government.

As a result of contracts entered, up to \$769,000 of state funds appropriated for this purpose will be distributed to fund local economic development activities statewide.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There is no direct revenue impact on state government. The indirect revenue impact of the economic development services provided under these contracts should be positive, but the amount cannot be estimated.

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

The impact of Rules 1, 3 and 4 effectively restricts the distribution of approximately \$757,000 to the fourteen already existing economic development foundations. The remaining \$12,000 is available for contractors who wish to provide development services in parishes which have not yet approved a development foundation.

The specific amounts awarded to each foundation will be determined based on services proposed by each application and negotiations between the Office of Commerce and Industry and individual foundations.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

Areas and jurisdictions receiving development services from these foundations will benefit by being better able to identify and attract new or expanding businesses to their respective areas. In addition, businesses will have access to better information about resources available in these areas, as well as specific assistance in services provided under the contract. This increased knowledge and service should increase employment and business activity, but the amount of the increase cannot be quantified.

Kevin Couhig  
Assistant Director

Jean S. Vandal  
Legislative Fiscal Analyst

## NOTICE OF INTENT

### Department of Commerce Office of Financial Institutions

#### SECURITIES REGULATION RULE 1 Louisiana Private Offering Exemptions

Pursuant to the authority granted by R.S. 6:237(B) and R.S. 51:705(12), the Commissioner of Financial Institutions intends to adopt a new rule concerning Securities Regulations.

#### SUMMARY

The proposed rule provides exemptions for private offerings of securities, under certain conditions, from the registration provisions of Louisiana law. The proposed rule further requires that copies of certain notices and documents be filed with the Commissioner and that a filing fee of \$300 be paid. The rule would be the State's equivalent of the Federal Securities and Exchange Commission's Regulation "D".

Interested persons may submit written comments or make written inquiries concerning the proposed rule until 4:30 p.m., September 5, 1984, at the following address: Honorable James A. Hayes, Commissioner of Financial Institutions, Office of Financial Institutions, Box 44095, Capitol Station, Baton Rouge, LA 70804.

Commissioner Hayes and/or H. Wayne Valentine are the persons responsible in responding to inquiries concerning the proposed rule.

James A. Hayes  
Commissioner

### Fiscal and Economic Impact Statement For Administrative Rules

#### Rule Title: Securities Regulation Rule 1

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The increased personnel, operating expenses and floor space cost to the agency is \$180,384 for fiscal year 1984-85. For fiscal year 1984-85 the expenses will come from the State General Fund. After that, all expenses will come from self-generated revenues.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Self-generated funds should increase approximately \$2,000,000 yearly due to increased registration of additional exemption filings and by discovery of offerings and sales that are not exempt.

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

The issuer or seller is required to pay a filing fee of \$300.

The party would receive as a benefit the exemption from registration that is presently required.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

1. There is no effect on competition.
2. Employment should increase due to the increased utilization of venture capital in Louisiana.

James A. Hayes  
Commissioner

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Commerce  
Racing Commission**

The Louisiana State Racing Commission hereby gives notice in accordance with law that it intends to amend rule LAC 11-6:25.28 relative to horses' ineligibility to race due to either illness, disability or unsoundness and proof thereof.

A copy of this rule may be obtained by calling the Commission office at (504) 568-5870 or by writing to 616 Baronne Street, Second Floor, New Orleans, LA 70113-1068, or may be viewed at the Office of the State Register, 900 Riverside North, Capitol Annex, Baton Rouge, LA.

The Office of the Commission will be open from 9 a.m. to 4 p.m., and interested persons may contact either Alan J. LeVasseur or Tom Trenchard at this time, holidays and weekends excluded, for a copy of the rule. All interested persons may submit written comments relative to this rule through September 4, 1984.

Albert M. Stall  
Chairman

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: LAC 11-6:25.28**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There are no implementation costs to this agency.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There is no effect on revenue collections.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
There are no costs to affected groups; however, the benefits are to the horses, horesmen and spectators by assuring that every horse is physically fit to race.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
There is no effect on competition nor employment.

Albert M. Stall  
Chairman

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Commerce  
Real Estate Commission**

Notice is hereby given that the Louisiana Real Estate Commission will conduct a public hearing on Thursday, August 23, 1984, at 9:30 a.m. at the Baton Rouge Hilton Hotel, 5500 Hilton Avenue, Baton Rouge, LA, for the purpose of considering amendments to the following rules and regulations of the commission:

LAC 11-15:2.2, 4.3, 5.1, 6.1, 8.3, 9.2, 9.6, 9.7, 9.8, and 34.4.4 (all of which pertain to certified money and will delete the language requiring submission of certified money to the LREC); LAC 11-15:34.5 and 34.5.6 (a) and (b) which pertain to school instructor qualifications; LAC 11-15:15, escrow accounts; and LAC 11-15-7.2-7.6 which pertain to waiver of partial education requirement based on years of experience.

This hearing will be conducted pursuant to the Louisiana Administrative Procedure Act, R.S. 49:950, et seq., and the authority vested in the commission by R.S. 37:1435, 1440 and 1460.

Copies of the proposed rules will be available for public inspection between the hours of 8 a.m. and 4:30 p.m. on any working day at the office of the Louisiana Real Estate Commission, 9542 Brookline Avenue, Baton Rouge, LA 70809, and may be obtained by writing Anna-Kathryn Williams, Executive Director, Louisiana Real Estate Commission, Box 14785, Baton Rouge, LA 70808. Interested parties may direct inquiries and present their views, in writing, to Ms. Williams or may appear at the meeting August 23.

Anna-Kathryn Williams  
Executive Director

**Fiscal and Economic Impact Statement  
For Administrative Rules**

**Rule Title: All rules pertaining to certified funds submission**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
None.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There may be some impact on the fees collected by the Real Estate Commission if they receive bad checks in payment of license fees. However, experience prior to the current rule indicates that this problem should be minimal.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
Proposed rule would save individual applicants and licensees cost of obtaining certified moneys per check submitted to Louisiana Real Estate Commission.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
None.

Anna Kathryn Williams  
Executive Director

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules**

**Rule Title: Instructor Qualifications**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
None.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
None.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
Individuals would be required to pay examination fee directly to testing service. No way to estimate cost at present.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

Proposed rule would make passage of the examination a major concern for becoming certified as an instructor, thus enabling instructors to teach real estate courses in private industry which would be accepted for pre-licensing requirements.

Anna Kathryn Williams  
Executive Director

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Escrow Account**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

None.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

None.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

No cost, benefits would be result of passage of much requested rule change.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

None.

Anna Kathryn Williams  
Executive Director

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Waivers**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

None.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

None.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Under the proposed rule, persons who wish to apply for a brokers license based on experience rather than education must delay their application until the appropriate number of classroom hours can be completed.

In addition to the delay, affected applicants must also pay course tuition for the classroom hours they must complete. The cost per applicant will depend on the number of hours required and the cost per hour charged by instructor or real estate school.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no anticipated impact on the real estate industry, but there will be a greater demand for the services of real estate schools as potential broker applicants seek to meet the non-waivable education requirement.

Anna Kathryn Williams  
Executive Director

Jean S. Vandal  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Board of Elementary and Secondary Education**

The Board of Elementary and Secondary Education intends to adopt the following as policy:

1. The Board approved the following language relative to certification requirements for teachers of the Non-categorical Preschool Handicapped:

“For those students pursuing a double major in Elementary Education which includes Early Childhood, (Nursery and/or Kindergarten: and Non-categorical Preschool Handicapped, the student teaching requirements will be fulfilled according to the mandates of Acts 756 and 757 and will be equally divided between regular Elementary Education and Special Preschool Education.”

2. The Board approved clarifying language in the requirements for teacher certification in talent to read: “Master’s Degree in Art, Music, or Theatre, Liberal Arts or Master’s Degree in Art, Music or Theatre Education.”

3. Amend certification requirements in foreign languages as listed below:

a. Continue to allow the employment of persons in foreign languages on temporary certificates if they have a bachelor’s degree.

b. Establish a foreign language all-level certification (grades 1-12). Elementary foreign language certification may be added to existing secondary certification with an additional 9 hours of professional education courses at the elementary level.

c. Establish an additional foreign language certification option for elementary teachers consisting of 15 hours in foreign languages and a passing score of intermediate middle, for a two year interim, on an oral proficiency test (ACTFL).

d. Establish provisions to allow an individual achieving intermediate high on the ACTFL Proficiency Exam to substitute this score for foreign language study immersion or one year abroad as required by the current requirements.

4. The Board approved the revised (1983) Mathematics I (Bulletin 1608) and revised (1983) Algebra II (Bulletin 1582) Curriculum Guides.

5. Amended language change relative to extension of teaching certificates as follows:

“Requests to extend certificates or to issue higher certificates based on teaching experience must be in writing by the employing authority of a Louisiana approved school or a school that has made application for approval.”

6. The Board approved the Reduction in Force Policy for Board Special Schools as recommended and submitted by superintendents of the special schools.

7. Amended the high school graduation requirements in Bulletin 741 to reflect that computer science or data processing are permissible alternatives to the required course in computer literacy.

8. Amended language in Bulletin 741, Standard 2.102.05 to read as follows:

“Students shall not be allowed to take proficiency examinations in courses previously completed in high school or at a level below that which they have completed.”

9. Amended language in Bulletin 741, Standard 2.102.01 under High School Credit for Elementary Students as follows:

### High School Credit for Elementary Students

An elementary student shall be eligible to receive high school credit in a course listed in the high school program of studies provided that:

1. The time requirement for the awarding of a Carnegie unit is met,
2. The teacher is certified at the secondary level in the course taught,
3. The student has mastered the set standards of the course taken,

or

1. The student has passed the credit examination in the subject taken mastering the set standards for the course.

10. Amended Bulletin 741 to reduce the maximum class size for K-3 from 30-1 to 29-1.

Interested persons may comment on the proposed policy change and/or additions, in writing, until 4:30 p.m., October 8, 1984 at the following address: State Board of Elementary and Secondary Education, Box 94064, Capitol Station, Baton Rouge, LA 70804-9064.

James V. Soileau  
Executive Director

### Fiscal and Economic Impact Statement For Administrative Rules

#### Rule Title: Academic Programs Teacher Certification

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
Estimated implementation cost to the Department of Education is \$50.00
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There is no estimated effect on revenue.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
There are no estimated costs or economical benefits to affected groups.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
This proposed change will give graduates of this program additional areas of certification and therefore more potential for employment.

Joseph L. Kyle  
Deputy Superintendent

Mark C. Drennen  
Legislative Fiscal Officer

### Fiscal and Economic Impact Statement For Administrative Rules Rule Title: Certification

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
\$50.00 is the estimated implementation cost to the state.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There is no estimated effect on revenue collections.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
There is no estimated cost and/or economic benefit to affected persons or groups.

### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No effect on competition and employment is anticipated.

Joseph L. Kyle  
Deputy Superintendent

Mark C. Drennen  
Legislative Fiscal Officer

### Fiscal and Economic Impact Statement For Administrative Rules Rule Title: Academic Programs Foreign Languages

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
Estimated cost to the Department of Education for printing and dissemination of the rule change is \$50 which will be absorbed in the existing operating budget of the agency.  
This rule change should result in availability of additional certified foreign language teachers which will be required under previously adopted BESE rules affecting foreign language instruction in upper elementary, middle and junior high schools.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
The impact on state revenue collections due to increased teacher certification fee collections resulting from additional certifications is anticipated to be very minimal.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
The proposed rule change should enhance certification opportunities for those wishing to teach foreign languages.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
The amended certification requirements should result in availability of additional foreign language teachers which will be required under BESE mandates.

Joseph L. Kyle  
Deputy Superintendent

Mark C. Drennen  
Legislative Fiscal Officer

### Fiscal and Economic Impact Statement For Administrative Rules Rule Title: Statewide Curriculum Standards

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
The implementation costs to the state for the revised Mathematics (Bulletin 1608) and Algebra II (Bulletin 1582) curriculum guides are estimated at \$19,144 from encumbered 1983-84 funds (which would be carried forward to the 1984-85 budget if not expended prior to September 30, 1984) and \$7,354 in budgeted 1984-85 funds.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
No effect on revenue collections is anticipated from the proposed action.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
No direct economic benefits are expected to result for the affected groups as a result of the proposed action.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No immediate effect on either competition or employment is expected to result from the proposed action.

Joseph L. Kyle  
Deputy Superintendent

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Academic Program**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
Estimated implementation cost is estimated at \$50 for printing and disseminating the proposed change. This cost will be absorbed in the operating budget of the agency.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
No impact is anticipated.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
No impact is anticipated.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
No impact is anticipated.

Joseph L. Kyle  
Deputy Superintendent

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: RIF Policy for BESE Special Schools**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There are no implementation costs to local or state units.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There is no effect on revenue collections.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
All special school administrators and employees will now be aware of what action can be taken when the conditions for a reduction in force policy exist.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
There is no effect on competition and employment at this time.

James Soileau  
Executive Director

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Academic Programs**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
This change would cost about \$660 for printing and postage to notify the schools and school systems.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
No effect on revenue collections will result.

- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

No effect is anticipated.

- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No effect is anticipated.

Joseph J. Kyle  
Deputy Superintendent

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Academic Programs**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
This change would cost about \$660 for printing and postage to notify the schools and school systems which will be absorbed in the operating budget of the agency.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
No effect on revenue collections will result.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
No effect is anticipated.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
No effect is anticipated.

Joseph J. Kyle  
Deputy Superintendent

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Academic Programs**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
This change would cost about \$660 for printing and postage to notify the schools and school systems which will be absorbed in the operating budget of the agency.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
No effect on revenue collections will result.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
No effect is anticipated.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
No effect is anticipated.

Joseph J. Kyle  
Deputy Superintendent

Jean S. Vandal  
Legislative Fiscal Analyst

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Academic Programs Elementary Ed. Bulletin  
741**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
It is estimated that the reduction in maximum class size



in K-3 from 30:1 to 29:1 would cost the state \$5.2 million in 1984-85 which would provide approximately 375 additional teachers. This cost is based on a proportional change in the MFP funding ratio from 24:1 to 23.2:1 to effect the maximum class size reduction. An annual cost increase of 3% is estimated. NOTE: Funds have been appropriated for 1984-85 to lower the MFP funding ratio from 24:1 to 22:1 in K-3. In addition to the existing \$2,000,000 K-3 supplement, \$10,930,000 including retirement contributions has been provided for an estimated 900 additional teachers. In implementing the maximum class size reduction, it is estimated that local school systems would incur \$1,125,000 in costs associated with salary supplements for the additional teachers (375 teachers × \$3,000 average salary supplement plus retirement). Total costs associated with additional classroom space requirements cannot be determined; however, in those instances in which additional space is required, a cost of \$12,000 per classroom is estimated.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

No impact on state revenues would result. Local school systems would receive state funding for implementation through the MFP.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

The maximum class size reduction would provide for employment of approximately 375 teachers.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

It would provide for employment of approximately 375 additional teachers in grades K-3.

Joseph J. Kyle  
Deputy Superintendent

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Board of Trustees for State Colleges and Universities**

The Board of Trustees for State Colleges and Universities proposes to revise its Policies and Procedures Manual in its entirety. Interested persons may secure a copy of the text of the proposed Policies and Procedures Manual by written request to Phyllis Cifreo, Special Assistant to the Executive Director, Board of Trustees for State Colleges and Universities, 151 Riverside Mall, Baton Rouge, LA 70801. All interested persons will be afforded an opportunity to submit data, views and arguments, orally or in writing, at a public hearing on Friday, August 24, 1984 at 9:30 a.m. in the Board of Trustees Conference Room, 151 Riverside Mall, Baton Rouge, LA.

Bill Junkin  
Executive Director

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Policy Manual**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

No direct costs or savings are anticipated by this action since revisions are to existing policy interpretations while any new policies are procedural in nature and, therefore, incur no additional cost.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Revenue collections are not anticipated to be affected by this revision since no additional fees are established and authority of the Board to set prevailing fees is reaffirmed.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

No additional costs and benefits are anticipated to affect any groups as a result of this change since procedures and changes in requirements are administrative only.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No effect is anticipated on competition and employment since employment is already governed by the provisions of Act 313 of 1975 and Civil Service Commission.

Bill Junkin  
Executive Director

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Environmental Quality  
Office of Air Quality  
Environmental Control Commission**

Under the authority of the Environmental Quality Act, La. R.S. 30:1051 et seq., in particular Sections 1061 D(1) and 1084 B(1) and in accordance with the Administrative Procedure Act, La. R.S. 49:951, the Secretary of the Department of Environmental Quality initiated rulemaking procedures on the proposed revision to Sections 4.0 and 26.4 of the Louisiana Air Quality Regulations. The Department will afford all interested persons the opportunity to submit comments on the proposed revisions, orally or in writing at a public hearing scheduled on August 30, 1984 at 9 a.m. in the conference room, Seventh floor, State Land and Natural Resources Building, 625 North Fourth Street, Baton Rouge, La. A summary of all the comments received will be transmitted to the Joint Natural Resources Committees prior to their consideration of the regulations. All written comments should be submitted to Ms. Theresa Walters, Box 44066, Baton Rouge, Louisiana 70804-4066 or phone 504/342-1265.

Following initiation of rulemaking procedures by the Secretary, the proposed revisions were forwarded on August 10, 1984 to the Oversight Subcommittees of the Joint Committees on Natural Resources for their consideration and approval. Upon approval by the Oversight Subcommittees, the Secretary of the Department of Environmental Quality will consider adoption of the proposed amendments on October 10, 1984.

The revision to Section 26.4 provides clarification by defining the periods of excess emissions from Nitric Acid plants as three or more consecutive one-hour periods during which the average emissions exceed the nitrogen dioxide standard. The addition of Section 4.135 defines a one-hour period. The Federal New Source Performance Standards for Nitric Acid plants define periods of excess emissions in terms of a three-hour average. Since the current Louisiana regulations do not specify a time period, it was determined a revision was necessary to assure uniformity with federal rules and to provide clarification for nitric acid plants.

The agency contact responsible for responding to the inquiries or request for copies of the proposed regulations is Ms. Terrie deLorimier, Box 44066, Baton Rouge, Louisiana 70804-4066, or phone 504/342-1206. All documents relating to the actions of this notice are available for inspection at the following locations from 8 a.m. until 4:30 p.m.

Department of Environmental Quality, 3945 North I-10 Service Rd., Metairie, LA.



Department of Environmental Quality, Eighth Floor, State Land and Natural Resources Building, 625 North Fourth Street, Baton Rouge, LA.

Department of Environmental Quality, 804 Thirty-first Street, Monroe, LA.

State Office Building, 1525 Fairfield Avenue, Shreveport, LA.

Department of Environmental Quality, 1155 Ryan Street, Lake Charles, LA.

Department of Environmental Quality, 100 Eppler Rd., Lafayette, LA.

Patricia L. Norton  
Secretary

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Section 26.4 and Section 4.135**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

There will be no costs or savings to state or local government agencies as this proposed action places no additional responsibilities on existing staff.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

There will be no estimated effect on revenue collections being that an overall compliance fee has already been implemented.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)**

There will be no estimated costs to industry as they already calculate the emissions in this manner for Federal Compliance.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)**

There will be no estimated effect on competition and employment.

Patricia L. Norton  
Secretary

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Environmental Quality  
Office of the Secretary**

Under the authority of the Louisiana Environmental Quality Act, L.R.S. 30:1061(D)(1) and 1094(B) et seq. and in accordance to L.R.S. 49:950 et seq., the Secretary of the Department of Environmental Quality (DEQ) initiated rulemaking procedures on proposed revised rules and procedures for water quality standards within the Office of Water Resources, Water Pollution Control Division on July 9, 1984. The proposed revised standards were presented at a public hearing held in Baton Rouge on June 7 at which public comments were received. The Secretary will afford all interested persons further opportunity to submit oral or written comments on the final proposed rules. Comments received by the agency in person or by mail prior to August 24, 1984 will be con-

sidered by the Department of Environmental Quality before a final decision is rendered by the Secretary to adopt the proposed rule. All written comments should be submitted to J. Dale Givens, Assistant Secretary, Office of Water Resources, Box 44066, Baton Rouge, LA 70804-4066 or at (504) 342-6363.

Following approval of a fiscal impact statement by the legislative fiscal office, the proposed amendments will be forwarded to the Oversight Subcommittees of the Joint Committees of Natural Resources for their consideration and approval. Prior to the hearing conducted by the subcommittees, the Department will submit to the subcommittees a summary of all written or oral comments received. Upon approval by the Oversight Subcommittees of the Joint Committees on Natural Resources, the Department of Environmental Quality will consider the final adoption of this rule.

The primary purpose of the proposed rule is to expand and create a more comprehensive statement of water quality standards and clarify the procedures and requirements in observing such standards. This rule is one of several provisions being considered by the Department to provide a comprehensive update of all regulations pertaining to the activities of the Office of Water Resources, Water Pollution Control Division. The adoption of a comprehensive set of standards is a requisite for maintaining certain federal funding programs involved with water resources of the State.

In general the proposed rule provides for a better defined and clarified set of standards. Quantification of the standards have been increased with the use of current data. New standards regarding heretofore unregulated substances are included. The proposed standards have been reorganized to a more logical framework and provide for a stronger legal undergirding.

Copies of the proposed rule may be obtained by writing to: Ms. Linda Sadesky, Department of Environmental Quality, Water Pollution Control Division, Box 44066, Baton Rouge, LA 70804-4066, or phone (504) 342-6363. In addition, copies of the proposed rule are also available for inspection and at the following locations from 8 a.m. until 4:30 p.m.:

Louisiana Department of  
Environmental Quality  
Water Pollution Control  
Division  
State Land and Natural  
Resources Building  
9th Floor  
625 North Fourth Street  
Baton Rouge, LA.

Louisiana Department of  
Environmental Quality  
Northeast Regional Office  
804 31st Street  
Monroe, LA.

Louisiana Department of  
Environmental Quality  
Northwest Regional Office  
1525 Fairfield Avenue  
Shreveport, LA.

Louisiana Department of  
Environmental Quality  
Southeast Regional Office  
3945 North I-10 Service  
Road West  
Metairie, LA.

Louisiana Department of  
Environmental Quality  
Southwest Regional Office  
1155 Ryan Street  
2nd Floor  
Lake Charles, LA.

Louisiana Department of  
Environmental Quality  
Acadiana Regional Office  
100 Eppler Road  
Lafayette, LA.

Louisiana Department of  
Environmental Quality  
Lafourche Regional Office  
302 Barataria Street  
Lockport, LA.

Patricia L. Norton  
Secretary

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Water Quality Standards**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There will be no costs to the State in implementing the revised standards. Local governments may incur some costs in modifying their existing monitoring programs of municipal facilities but these costs are unquantifiable as the costs will be different under varied situations.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There will be no effect on revenue collections in implementing the revised standards on state or local governmental units because the water quality standards do not provide requirements for the collection of revenue.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
The revised standards will increase some variable costs in the private sector but only in adapting their monitoring programs to include new parameters. This cost is unquantifiable as it will effect the sector in only a few fields and the costs will be different for each individual or organization. The updated standards will be a benefit in eliminating the vagueness of the original standards, making the standards much more comprehensive and more applicable and relevant to the various areas of the state thus providing non-governmental groups with a clearer, well founded and complete guide for water quality standards.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
There will be no effect of the revised standards on competition and employment because they provide for achievable and effective water quality protection for state waters with minimal economic impact.

Patricia L. Norton  
Secretary

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Health and Human Resources  
Board of Examiners of Psychologists**

The Louisiana State Board of Examiners of Psychologists intends to adopt the following amendments to the rule on Ethical Standards of Psychologists. These standards are in agreement with the American Psychological Association Ethical Standards.

*Because of the length of this proposed rule, it is not printed in its entirety here. Interested persons may examine the text of the proposed rule at Board offices, address below, or at the Department of the State Register, 900 Riverside North, Room 512, Capitol Annex, Baton Rouge, LA 70819.*

Interested persons may comment on the proposed amendments in writing at the following address: Louisiana State Board of Examiners of Psychologists, P. O. Box 14782, Baton Rouge, LA 70898.

June M. Tuma, Ph.D.  
Chairperson

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Ethical Standards of Psychologists**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO

STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no costs or savings to state or local governmental units.

- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There will be no effect on revenue collections.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
There will be no costs or economic benefits to directly affected persons or non-governmental units.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
There will be no effect on competition or employment.

June M. Tuma, Ph.D.  
Chairperson

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Health and Human Resources  
Board of Examiners of Psychologists**

The Louisiana State Board of Examiners of Psychologists intends to adopt the following amendments to the rule for Renewal of Lapsed Licenses.

Proposed Rule for Renewal of Lapsed Licenses

1. If the license is not renewed by the end of July, due notice having been given, the license shall be regarded as lapsed for the year beginning with that July. Such lapsed licenses shall not be listed in the directory.
2. In accordance with Revised Statute 37:2354, C., within two years of the lapsing of such license, the license may be restored upon payment of a reinstatement fee equal to the current application fee and the current renewal fee.
3. After two years of the lapsing of such license, the license may be restored to active status by the payment of a reinstatement fee equal to the current application fee and the current renewal fee, provided that the person is in compliance with Revised Statute 37:2357A. (2), (3), and (4), and the Rules and Regulations of the Board.
4. The person shall not practice psychology in Louisiana while the license is lapsed.

Interested persons may comment on the proposed amendments in writing at the following address: Louisiana State Board of Examiners of Psychologists, Box 14782, Baton Rouge, LA 70898.

June M. Tuma, Ph.D.  
Chairperson

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Renewal of Lapsed Licenses**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There will be no costs or savings to state or local governmental units.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
Lapsed Licenses Reinstated Within Two Years of Lapse:
  1. With the current fee structure, \$50 additional will be collected from each reinstated licensee.Lapsed Licenses Reinstated After Two Years of Lapse:
  1. With the current fee structure, \$125 additional will be collected from each reinstated licensee.

2. Unestimatable amounts from psychologists who will renew earlier because of cost differential.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Psychologists who allow license to lapse will be assessed either \$50 or \$125 additionally from the current structure, depending on their lapsed period. However, it is infrequent that a psychologist who remains in the state allows his/her license to lapse. The provision to allow reinstatement without reapplication mainly serves as a convenience for those who decide to return to the State after a period of absence due to other employment, etc. and whose status in regard to credentials and compliance with regulations remains unchanged.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

The impact on competition and employment is minimal, since psychologists who practice in this state are required to have a license. The amount of fees required for reinstatement of the license is no more than \$50 more (in the case of the "Within Two Years" condition) than the individual would have paid had he/she kept the license current.

June M. Tuma, Ph.D.  
Chairperson

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Health and Human Resources  
Board of Medical Examiners**

Notice is hereby given that the Louisiana State Board of Medical Examiners, within the Department of Health and Human Resources, proposes to adopt at its October 25, 1984 meeting, rules specifying and governing the various fees charged and collected by the Board in discharging its licensing and other functions under law. The proposed rules reorganize the structure of existing rules and in some instances would increase fees currently charged by the Board. The proposed rules would affect the fees applicable to application, examination, licensing and licensing renewal of physicians and surgeons, podiatrists, physician's assistants, physical therapists, occupational therapists and occupational therapy assistants, acupuncturists and acupuncturists' assistants, emergency medical technicians and midwives.

The proposed rules will be made available for public inspection between the hours of 10 a.m. and 4 p.m. on working days at Suite 100, 830 Union Street, New Orleans, LA. Interested persons may submit comments, data, views or arguments, in writing, through October 19, 1984 to: J. Morgan Lyons, M.D., Secretary-Treasurer, Louisiana State Board of Medical Examiners, Suite 100, 830 Union Street, New Orleans, Louisiana, 70112-1499. Inquiries concerning the proposed rules may be directed to: Delmar Rorison, Executive Assistant, Louisiana State Board of Medical Examiners, Suite 100, 830 Union Street, New Orleans, LA, 70112-1499.

J. Morgan Lyons, M.D.  
Secretary-Treasurer

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Fees and Costs**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

It is not anticipated that the proposed rules will result in any increase or decrease in costs to the Board.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

It is estimated and projected that the proposed rules will result in additional gross revenues collected by the Board of \$438,000 in 1984-85, \$461,000 in 1985-86, and \$483,315 in 1986-87.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Some applicants for and holders of licenses and permits issued by the Board would be required to pay increased fees under the proposed rules. Others, such as some reciprocity applicants and non-resident podiatrists, will benefit from reduced fees. All licensees generally will benefit from increased efficiency in the Board's performance of its functions.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

It is not anticipated that these rules will have any impact on competition or employment in the public or private sector.

J. Morgan Lyons, M.D.  
Secretary-Treasurer

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Health and Human Resources  
Board of Medical Examiners**

Notice is hereby given that the Louisiana State Board of Medical Examiners, within the Department of Health and Human Resources, proposes to adopt at its October 25, 1984 meeting, amended and reformulated rules governing the licensing of physicians and surgeons in the state of Louisiana. The proposed rules prescribe the substantive qualifications and procedural requirements for licensure of American and foreign medical graduates; the process for Board approval of medical and osteopathic schools and colleges; the conditions requisite to licensure by reciprocity; application and examination procedures; the types and classes of restricted licenses and permits which the Board may issue; and the requirements of and process for internship registration.

The proposed rules will be made available for public inspection between the hours of 10 a.m. and 4 p.m. on working days at Suite 100, 830 Union Street, New Orleans, LA. Interested persons may submit comments, data, views or arguments, in writing, through October 19, 1984, to: J. Morgan Lyons, M.D., Secretary-Treasurer, Louisiana State Board of Medical Examiners, Suite 100, 830 Union Street, New Orleans, LA, 70112-1499. Inquiries concerning the proposed rules may be directed to: Delmar Rorison, Executive Assistant, Louisiana State Board of Medical Examiners, Suite 100, 830 Union Street, New Orleans Louisiana, 70112-1499.

J. Morgan Lyons, M. D.  
Secretary-Treasurer

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Physicians and Surgeons, Licensing**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

It is estimated that development of the oral examination to be administered to foreign medical graduates under § 3.08(a)(5) may, though not necessarily, involve personal and professional services of not more than \$2,000 with respect to its initial development, and a maximum of \$500 annually

thereafter. Otherwise, it is not anticipated that the proposed rules will have a material impact on the costs incurred by the Board in licensing physicians and surgeons.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

No material increase or decrease in net revenues is anticipated by virtue of the proposed rules. The proposed imposition of penalties for late reinstatement (§ 3.44(b) ) could result in a minimal increase in revenues; but the amount of such increase is speculative and is expected to be offset by a concurrent reduction in late renewals.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Applicants for medical licensure by reciprocity who have not passed the FLEX and who have graduated after 1977 or have not taken a written examination within the prior ten years would be benefitted by the reduced cost of having to take only a portion of the FLEX. The proposed rules governing foreign medical graduates would require preparation and/or submission of additional documentation and certifications and the taking of an oral examination.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

It is not anticipated that the proposed rules would have a significant or material effect on competition or employment in the public or private sector.

Morgan Lyons, M.D.  
Secretary-Treasurer

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Health and Human Resources  
Board of Nursing**

The Louisiana State Board of Nursing hereby gives notice that the Board at its November 29-30, 1984 meeting intends to adopt revisions to the Standards and Requirements for Educational Programs in Nursing.

Public notification made herein indicates no final approval.

The Public is made aware of the proposed changes in compliance with R.S. 49:950-970.

Written comments may be addressed to Merlyn M. Maillian, R.N., Executive Director, Louisiana State Board of Nursing, 907 Pere Marquette Building, 150 Baronne Street, New Orleans, Louisiana 70112 until 4:30 p.m., August 31, 1984.

An open hearing on these proposed changes will be held on September 4, 1984 at 1:00 p.m. at the Sheraton Inn, 2716 MacArthur Drive, Alexandria, LA.

Merlyn M. Maillian, R.N.  
Executive Director

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: R.N. 2.01-2.076**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Cost to the board will include implementation cost of \$191.18 for printing and distributing copies in 1984-85. There will be no additional costs in 1985-86 and 1986-87.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

The Board of Nursing currently assesses a nursing ed-

ucation program \$50 per day for a two-day survey. Three programs are regularly scheduled to be surveyed each year, based on a five-year cycle for on-site reviews. Therefore, an additional \$300 would be collected each year in 1984-85, 1985-86 and 1986-87.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Educational programs would have to include an additional \$100.00 in their budgets every five years for the two day onsite survey by a representative of the Louisiana State Board of Nursing.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There will be no effect on competition and employment.

Merlyn M. Maillian, R.N.  
Executive Director

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Health and Human Resources  
Board of Practical Nurse Examiners**

Notice is hereby given that the Louisiana State Board of Practical Nurse Examiners plans to amend the Administrative Rules and Minimum Requirements Relating To Practical Nursing Education And Licensure To Practice In The State of Louisiana at its Annual Meeting, October 12, 1984.

The proposed revision includes two amendments; the changes are in italics:

Section IV, Program Projection,

5. Curriculum Requirements,

5-3. Length of program—a program shall cover a minimum number of hours of scheduled instruction *to range between 1500-1600 hours.*

Section VIII, Licensure,

2. Types of Licensure

2-1. Licensure by Examination—An applicant for licensure by examination shall

c. Be permitted to write the examination a second and third time *within a period of three years of graduation.*

Interested persons may direct inquiries to the Louisiana State Board of Practical Nurse Examiners, 4201½ Canal Street, New Orleans, LA 70119, (504) 483-4505. Written comments on the proposed revision will be received through September 20, 1984.

Terry L. DeMarcay, R.N.  
Executive Director

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Licensing Requirements**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no implementation costs or savings to state or local governmental units.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on revenue collections.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

A person who has failed the initial examination must successfully retake the examination within a three-year period or will be required to complete a course of study again.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

It is assumed that the proposed rule will affect very few applicants for licensure.

Terry L. DeMarcay, R.N.  
Executive Director

Jean S. Vandal  
Legislative Fiscal Analyst

### NOTICE OF INTENT

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

The Department of Health and Human Resources, Office of Family Security, proposes to adopt the following rule in the Medical Assistance Program:

#### PROPOSED RULE

The Department of Health and Human Resources, Office of Family Security, proposes to amend the Title XIX reimbursement methodology for inpatient hospital services to provide that costs for specialized intensive care units, such as neonatal and pediatric intensive care units may be excluded from the calculation of the target rate per discharge specified in the Medicare reimbursement principles for the ceiling on the rate of increase in operating costs (42 CFR 405.463) for cost settlements on or after that date for cost reporting periods beginning on or after October 1, 1982.

A separate per diem rate for such services shall be calculated using the same base period and target rate for all operating costs. However, no incentive or penalty payments shall be calculated at the fiscal year end for these services. Reimbursement for these services is limited to the calculated per diem rate times those days determined to be medically necessary.

Reimbursement for these services shall be in addition to that for all the other services subject to the target rate per discharge, as well as the costs excluded from the target rate calculation (capital related costs, malpractice insurance costs and education costs).

Emergency rulemaking has been invoked to implement this policy effective June 25, 1984. The Emergency Rule was published in the July 20, 1984, *Louisiana Register* (Volume 10, Number 7, page 495).

Implementation is subject to approval by the Health Care Financing Administration (HCFA) as required for all Title XIX policy changes. If disapproved by HCFA, the policy prior to this proposed amendment remains in effect.

Interested persons may submit written comments to the following address: Marjorie T. Stewart, Assistant Secretary, Office of Family Security, Box 44065, Baton Rouge, LA 70804. Mr. Stewart is the person responsible for responding to inquiries regarding this proposed rule. A copy of the proposed rule and its fiscal and economic impact statement is available for review in each local Office of Family Security.

A public hearing on the proposed rule will be held on Sept. 5, 1984, in the Louisiana State Library Auditorium, 760 Riverside, Baton Rouge, Louisiana beginning at 9:30 a.m. All interested persons will be afforded an opportunity to submit data, views, or arguments, orally or in writing, at said hearing.

Sandra L. Robinson, M.D., M.P.H.  
Secretary and State Health Officer

### Fiscal and Economic Impact Statement For Administrative Rules Rule Title: Hospital Reimbursement

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

It is anticipated that the proposed rule will result in an increased liability to the agency of \$3,433,821 in FY 84-85, \$3,674,188 in FY 85-86 and \$3,931,381 in FY 86-87 due to the additional costs incurred by the "carve out" of the specialized intensive care unit costs (NICU/PICU/Burn) and the payment of the separate per diem rate for Medicaid days in these units. Although there was a reduction in the target rate per discharge for hospitals with these units, the estimated reimbursement to the Special care units exceeded the savings from the reduced target rates. This resulted in an increase in the reimbursement for cost settlements for cost reporting periods beginning on or after October 1, 1982. As cost settlement payments for these cost reporting periods will occur after July 1, 1984 all expenditures for this rule change will occur in FY 84-85. Total implementation costs including both state and federal funds for this rule change will be \$8,930,613 for 1984-85, \$9,555,756 for 1985-86 and \$10,224,659 for 1986-87.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

It is estimated that the proposed rule will result in an increase in expenditures with a concomitant increase in federal financial participation (FFP). The estimated increases in additional federal funds as a result of the FFP for these expenditures is as follows: FY 84-85 - \$5,496,792; FY 85-86 - \$5,881,568; FY 86-87 - \$6,293,278. FFP = 61.55% for all three years.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

The proposed change will result in an average additional reimbursement of \$744,217 for hospitals with such specialized intensive care units. Thus Medicaid recipients and others in need of these unique services shall benefit from this rule change by the assurance of the continuance of an adequate and accessible number of hospitals providing such services.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

No effect on competition and employment is anticipated as a result of this proposed rule change.

Marjorie T. Stewart  
Assistant Secretary

Mark C. Drennen  
Legislative Fiscal Officer

### NOTICE OF INTENT

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

The Department of Health and Human Resources, Office of Family Security, proposes to adopt the following policy.

#### PROPOSED RULE

Effective November 1, 1984, the Title XIX Medical Assistance Program shall reimburse providers for Kangaroo 220 infusion pumps and accessories supplied to eligible recipients under the age of 21. Accessories are considered to be the disposable bags used with the infusion pumps and shall not be construed to mean the liquid food substances.

This equipment is currently not a reimbursable item unless treatment is provided in a hospital setting. This action will provide for necessary care to eligible individuals in a home setting and will serve to enhance their quality of life.

The Chapter XIX Medical Assistance Manual, page 4 of 19-530 shall include the following information:

The Kangaroo 220 Infusion Pump shall be considered only with documented evidence that the recipient is unable to swallow. Requests for the Kangaroo Pump and accessories shall require prior authorization and shall be reviewed for medical necessity by a board certified pediatrician.

All requests must include the diagnosis, prognosis, any pertinent medical-social data, and the date the recipient was first infused. Also, the request shall include whether the recipient and/or caretaker has been trained to use the Kangaroo Pump and accessories, and a statement from the facility that the recipient and/or caretaker is capable of operating this equipment. In addition, the name of the provider and a prescription for the machine and accessories must be included on the request.

OFS will pay for the lease and/or rental, as well as delivery and set-up, of the Kangaroo 220 Infusion Pump and accessories. OFS shall not sign the lease and/or rental agreement. The recipient or legal guardian should sign these agreements. OFS will pay for repairs not covered by the warranty or lease agreement. State Office approval is required if the repair cost is over \$25.00 and the recipient is not covered under Medicare Part B.

This rule change is in concurrence with federal regulation 42 CFR 440.120.

Implementation of this Rule is dependent upon the approval of the Health Care Financing Association (HCFA). Disapproval of the change by HCFA will automatically cancel the provisions of this rule and current policy will remain in effect.

Interested persons may submit written comments at the following address: Marjorie T. Stewart, Assistant Secretary, Office of Family Security, Box 44065, Baton Rouge, Louisiana 70804. Mrs. Stewart is the person responsible for responding to inquiries regarding this proposed rule. A copy of this proposed rule and its fiscal and economic impact statement is available for review in each parish in the local Office of Family Security.

A public hearing on the proposed rule will be held September 5, 1984, in the Louisiana State Library Auditorium, 760 Riverside, North, Baton Rouge, Louisiana, beginning at 9:30 a.m. All interested persons will be afforded an opportunity to submit data, views and arguments, orally or in writing, at said hearing.

Sandra L. Robinson, M.D., M.P.H.  
Secretary and State Health Officer

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Kangaroo Pump**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

Estimated implementation costs for this rule change are as follows:

	FY 84-85 (8 months)	FY 85-86	FY 86-87
Federal	\$ 13,438	\$ 20,158	\$ 20,158
State	8,394	12,592	12,592
	<u>\$ 21,832</u>	<u>\$ 32,750</u>	<u>\$ 32,750</u>

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

This rule change will result in increased revenues of federal Title XIX funds as follows: For Fy 84-85—\$13,438; for Fy 85-86 and Fy 86-87—\$20,158 each.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)**

Certain eligible recipients will be able to receive treatment at home instead of being confined to a hospital.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)**

There will be no effect on competition and employment.

Marjorie T. Stewart  
Assistant Secretary

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Health and Human Resources  
Office of Preventive and Public Health Services  
(Office of Health Services and Environmental Quality)**

In accordance with the laws of the State of Louisiana, R.S. 40:4, the State Health Officer has determined that the following amendments to Chapter 13, "Sewage and Refuse Disposal," of the Louisiana Sanitary Code are deemed necessary:

1) Revisions as necessary to amend the existing Chapter 13 to provide for a single, uniform, minimum lot size standard (25,000 square foot area with 125 foot frontage) to be applied as the initial "test" in determining the acceptability of the use of individual sewage disposal systems in any given situation.

2) Revisions as necessary to amend the existing Chapter 13 to provide for more specific detailing of those instances in which various types of individual sewage disposal systems are not acceptable for use.

In addition, the specified changes are preferred because they will allow for more streamlined permitting and approval.

Due to the volume of Chapter 13, it will not appear in the Register. Copies will be available for public review between August 20 and September 20, 1984 at the following locations during normal office hours:

325 Loyola Ave., Room 206  
New Orleans, La.  
206 E. Third St.  
Thibodaux, La.  
1309 Common St.  
Lake Charles, La.  
1525 Fairfield Ave., 5th Fl.  
Shreveport, La.

1220 Main Street  
Baton Rouge, La.  
302 Jefferson, Room 612  
Lafayette, La.  
1335 Jackson St.  
Alexandria, La.  
2913 Betin St.  
Monroe, La.

Comments regarding the proposed rule should be addressed: Daneta Daniel Bardsley, Ed.D., Acting Assistant Secretary, Office of Preventive and Public Health Services, Department of Health and Human Resources, Box 60630, New Orleans, LA 70160. A public review hearing will be held on September 4, 1984 at 10:00 a.m. at 325 Loyola Avenue, Room 511, New Orleans, to hear comments on the rule.

Sandra L. Robinson, M.D., M.P.H.  
Secretary and State Health Officer

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Sanitary Code**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

There are no implementation costs.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There is no affect on revenue collections.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There are no costs or benefits to persons or groups.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no effect on competition and employment.

Joseph O. Kimball  
Budget Head

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Labor  
Board of Barber Examiners**

The Louisiana State Board of Barber Examiners advertises its intent to adopt a policy to establish the setting of Permit Fees of \$40 as prescribed by the Louisiana State Barber Licensing Law, R.S. 37, Title 5, Section 368.

It will hold a public hearing thereon Monday, August 27, 1984 at 10 a.m. in the Office of the Barber Board, 1000 Scenic Highway, Baton Rouge, LA, 70802, at which time all interested parties will be given an opportunity to be heard.

Copies of the proposed rules may be obtained from Mrs. Charlyn M. Bliss, Office Secretary of Barber Board, Louisiana State Board of Barber Examiners, 1000 Scenic Highway, Baton Rouge, LA, 70802, telephone (504) 342-3099, on or before said hearing date.

James A. Adams, Jr.  
President

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Permit Fees**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

No additional costs or savings to state or local governmental units will result because no additional staff will be needed to implement the intent of this rule.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on revenue collecting of state or local governmental units because the permit fees are already in existence and the adoption of this rule simply provides for the codification of existing policy.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

This rule will provide no additional economic costs and/or benefits to directly affected persons or nongovernmental groups. The applicant will have to pay the existing permit fee (\$40) and/or the existing examination fee (\$57).

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

With the adoption of this rule, there will be no effect on competition and employment.

James A. Adams, Jr.  
President

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Labor  
Board of Barber Examiners**

The Louisiana State Board of Barber Examiners advertises its intent to adopt a policy to establish that no pets will be allowed to be kept in a barber shop such as animals, reptiles etc.; small pets such as gold-fish may be allowed with board approval. These pets and area around them must be kept in good sanitary condition and such pets must not be considered dangerous to the public health and safety.

The Board will hold a public hearing thereon Monday, August 27, 1984 at 10 a.m. in the Office of the Barber Board, 1000 Scenic Highway, Baton Rouge, LA 70802, at which time all interested parties will be given an opportunity to be heard.

Copies of the proposed rules may be obtained from Mrs. Charlyn M. Bliss, Office Secretary of Barber Board, Louisiana State Board of Barber Examiners, 1000 Scenic Highway, Baton Rouge, LA 70802, telephone (504) 342-3099, on or before said hearing date.

James A. Adams, Jr.  
President

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Pets**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Adoption of this rule will not require additional implementation costs or savings to state or local governmental units because existing staff can implement the intent of this rule.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on revenue collections of state or local government units because no fee is associated with this rule.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There will be no economic cost or benefits to directly affected persons or nongovernmental groups because no revenues are associated with this rule.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There will be no effect on competition and employment as a result of adoption of this rule.

James A. Adams, Jr.  
President

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Labor  
Board of Barber Examiners**

The Louisiana State Board of Barber Examiners advertises its intent to adopt a policy to establish the setting of reciprocity application fee at \$100 plus license fee as prescribed by the Louisiana State Barber Licensing Law, R.S. 37, Title 5, Section 369.

It will hold a public hearing thereon Monday, August 27, 1984 at 10 a.m. in the Office of the Barber Board, 1000 Scenic Highway, Baton Rouge, LA 70802, at which time all interested parties will be given an opportunity to be heard.

Copies of the proposed rules may be obtained from Mrs.



Charlyn M. Bliss, Office Secretary of Barber Board, Louisiana State Board of Barber Examiners, 1000 Scenic Highway, Baton Rouge, LA 70802, telephone (504) 342-3099, on or before said hearing date.

James A. Adams, Jr.  
President

**Fiscal and Economic Impact Statement  
For Administrative Rules**

**Rule Title: Reciprocity Application Fee**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Because no additional staff will be needed to implement the intent of this rule, there will be no implementation cost.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Applicants for barber licenses are presently charged \$57 for an examination. In some instances applicants also pay a \$40 permit fee prior to examination. Therefore, the impact of the proposed \$100 reciprocity fee will be an additional \$3 to \$43 to the Barber Board; however, there is no way to determine the total amount that will be generated as it is not known how many applicants will request reciprocity.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

As indicated in number II above the additional cost to applicants will be \$3 to \$43. The economic benefit will be experienced by the reciprocity applicant because the applicant will no longer be required to pay room and board, travel, etc., expenses for three models required for state barber board examination.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

The adoption of this rule will provide for increased competition and employment because of the need for additional barbers.

James A. Adams, Jr.  
President

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Natural Resources  
Office of Conservation  
Injection and Mining Division**

**DOCKET NUMBER UIC 84-19**

In accordance with the provisions of La. R.S. 49:951, et. seq., the Louisiana Administrative Procedure Act, and the authority given in La. R.S. 30:4, notice is hereby given that the Commissioner of Conservation will conduct a public hearing at 9 a.m., Friday, September 21, 1984, in the Conservation Hearing Room located on the First Floor of the State Land and Natural Resources Building, 625 North Fourth St., Baton Rouge, LA.

At such hearing the Commissioner will consider the revision of Statewide Order No. 29-B, Section XV (Pollution Control), Paragraph 13 (Offsite Disposal of Drilling Mud and Salt Water Generated From Drilling and Production of Oil and Gas Wells). The revision is proposed to allow for the limited resource conservation and recovery (re-use) of treated nonhazardous oilfield waste. Other revisions will be considered in order to more adequately monitor

the movement of nonhazardous oilfield wastes to commercial facilities through use of the manifest system.

A copy of the proposed rules and regulations may be obtained at no cost by writing James H. Welsh, Office of Conservation, Injection and Mining Division, Box 44275, Baton Rouge, LA 70804-4275, by calling 504/342-5515, or by coming in person to Room 228, of the Natural Resources Building, North and Riverside, Baton Rouge, LA.

All interested persons will be afforded an opportunity to present data, views or arguments, orally or in writing, at said public hearing in accordance with La. R.S. 49:953. Written comments will be accepted until 4:45 p.m. Friday, September 28, 1984, at the following address: Office of Conservation, Injection and Mining Division, Box 44275, Baton Rouge, LA 70804-4275. Re: Docket No. UIC 84-19.

Herbert W. Thompson  
Commissioner of Conservation

**Fiscal and Economic Impact Statement  
For Administrative Rules**

**Rule Title: Statewide Order 29-B**

I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There are no implementation costs (savings) to the state or local governmental units because existing staff can handle the impact of the new regulations. These regulations as proposed will not affect local governmental units.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on revenue collections of state or local governmental units because no additional permits are required of existing facilities.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There may be an economic benefit to those operators of non-hazardous oilfield waste facilities that are capable of or may become capable of, processing eligible wastes for selected re-use. There are currently 12 eligible permitted non-hazardous oilfield waste sites in Louisiana that receive an average estimated total volume of 720,000 barrels of eligible materials annually. Assuming that 50 percent of this material is properly processed for re-use, some 75,000 cubic yards of processed materials may be produced, resulting in an estimated \$300,000 gross income to these total operators.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

This rule change could potentially result in competition in that commercial non-hazardous oilfield waste facilities would produce an acceptable re-usable material for limited potential re-use as landfill cover, roadbed materials, and construction materials. As this re-usable material would have to be rehandled and removed from the commercial facility after processing, there may be an increase in employment in the trucking industry and at certain commercial facilities. Many local and parish health units are aggressively seeking new sources of acceptable landfill cover, and have indicated an enthusiastic response to the subject proposal.

James H. Welsh  
Director

Jean S. Vandal  
Legislative Fiscal Analyst

## NOTICE OF INTENT

### Department of Public Safety and Corrections Office of the Secretary

The Department of Public Safety and Corrections, Office of the Secretary, intends to amend Department Regulation 30-19 as follows:

1. Section 5, (B)(1)—Will read as follows:

“Outgoing Letters—All outgoing letters are to be posted unsealed and inspected for contraband. Exception: Outgoing “legal” or “official” mail (see following list) may be posted sealed and may not be opened except with a search warrant:

- A. Identifiable courts
- B. Identifiable prosecuting attorneys
- C. Identifiable probation and parole officers
- D. Identifiable state and federal departments, agencies and their officials
- E. Identifiable attorneys
- F. Identifiable members of the press

For purposes of this exception, “identifiable” means that the official or legal capacity of the addressee is listed on the envelope: John Doe, Assistant District Attorney; John Doe, City Desk Editor; John Doe, Judge; John Doe, Secretary of Labor; etc. Additionally, the name, official or legal capacity and address of the addressee must be verifiable. If the name, address and official or legal capacity cannot be verified, designated prison personnel shall state in writing the means employed to verify the information and the fact that it could not be determined to be correct and true. Upon the determination that this mail is not identifiable official or legal mail, said mail shall be treated as all other outgoing mail, and shall be opened and inspected for contraband.”

2. Section 6, (B)—Change:

“A list may be kept of the items an inmate has received through the mails” to “A list shall be kept of the items an inmate has received through the mails. Employees will note **brand** names of each item received whenever possible (appliances, jewelry, clothing, etc.). Employees will not label jewelry as being gold, silver, ruby, diamond, etc. They will note gold colored, red stone, etc.”

Written comments of interested persons on the proposed amendments may be addressed to: Ray Dry, Attorney, Department of Corrections, Box 94304, Capitol Station, Baton Rouge, LA 70804.

Ray Dry will respond to all inquiries regarding this amended regulation through September 10, 1984.

C. Paul Phelps  
Secretary

### Fiscal and Economic Impact Statement For Administrative Rules

#### Rule Title: No. 30-19 Correspondence and Packages

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There will be no implementation costs or savings to state or local governmental units.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There will be no effect on revenue collections of state or local governmental units.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
There will be no costs and/or economic benefits to directly affected persons or non-governmental groups.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There will be no effect on competition and employment.

Griffin H. Rivers  
Deputy Secretary

Jean S. Vandal  
Legislative Fiscal Analyst

## NOTICE OF INTENT

### Department of Public Safety and Corrections Office of State Police

The Louisiana Department of Public Safety and Corrections announces its intent to amend the rules and regulations relative to the possession, transportation, storage, and use of explosives as pertains to LRS 40:1471.1 through 40:1471.22, the Louisiana Explosive Code.

Proposed changes under Section LAC 17-11—

Change 5.9 to read:

When two or more storage magazines are located on the same property, each magazine must comply with the minimum distances specified from inhabited buildings, railways and highways; and in addition, they shall be separated from each other by not less than the distances shown for “separation of magazines,” except that the quantity of explosives contained in cap magazines shall govern in regard to the spacing of said cap magazines from magazines containing other explosives. All types of blasting caps in strengths through No. 8 cap shall be rated at 1.5 pounds of explosives per 1,000 caps. Detonating cord, 50-60 grains, shall be rated at 9 pounds of explosives per 1,000 feet. Larger or smaller grains per foot will be rated proportionately. If any two or more magazines are separated from each other by less than the specified “separation of magazines” distances, then such two or more magazines, as a group, must be considered as one magazine, and the total quantity of explosives stored in such group must be treated as if stored in a single magazine located on the site of any magazine of the group, and must comply with the minimum of distances specified from other magazines, inhabited buildings, railways and highways. Seismographic operations carried out on shipboard shall be required to comply with the distances shown for “separation of magazines” only as nearly as the physical limitations of the vessel will permit. Explosive magazines shall not be located under, over, or immediately adjacent to pressurized gas lines or high voltage power lines, or on levees constructed for major flood control.

Add 5.15:

Companies or individuals leasing or renting explosive storage magazines for use in the state of Louisiana shall insure the magazines are in compliance with the provisions of this chapter and the rules and regulations section prior to releasing the magazines to the customer.

Add 10.3:

Records will be maintained for three years on all retail sales of black powder. In addition to the brand, grade, and lot number, the record will reflect the name, street address, city and state of the purchaser. The purchaser will be required to produce identification in the form of driver’s license, military identification, or equivalent. This record may be in the form of a sales invoice providing it contains the required information.

Change 12.1 to read:

In addition to all other applicable requirements set forth in these Rules and Regulations, the transportation of explosives over

all highways shall be in accordance with the Louisiana hazardous materials regulations and/or the U.S. Department of Transportation regulations.

Change 12.8 to read:

Vehicles transporting 1,000 pounds or less of class C explosives or 1,000 blasting caps or less as per U.S. Department of Transportation regulations, are exempt from the requirements of displaying an "explosive" sign on said vehicle. Charged well-casing jet perforating guns with a total explosive weight per vehicle exceeding 20 pounds will be classed, "class A-explosives" and must be placarded. U.S. Department of Transportation regulations exemptions are accepted.

Change 14.4 to read:

While transporting explosives, motor vehicles shall not be driven at a speed in excess of 55 miles per hour.

Change 18.17 to read:

In seismic operations, when charges anchored in the hole misfire, there shall be no requirement that an attempt be made to remove such charge. An attempt to detonate this charge will be made with an additional priming charge. If this attempt to fire fails, blasting cap leads must be cut below the surface of the ground prior to leaving the hole.

Add 18.18:

"Manufacturer-Distributors", "Dealers", "Users" will report all accidents involving explosions, resulting from explosives within the boundaries of the State of Louisiana, to the Secretary of the Department of Public Safety and Corrections through the explosive control unit as soon as possible, but no later than 24 hours.

Change 21.1 to read:

Each and every stick of dynamite and each and every unit of explosives manufactured in this state or transported into this state for distribution or sale in this state shall have information affixed thereto stating the type and class of explosives as well as date/shift code numbers. Date/shift codes will be permanently marked with a manufactured non-removable ink stamp or a heat process stamp.

Interested persons may submit their views on the proposed amendments in writing within a reasonable time frame to: Earl Ensor, Senior Explosive Technician, Explosive Control Unit, Louisiana State Police, Box 66614, Baton Rouge, LA 70896.

Should there be a requirement for a public hearing under the provisions of L.R.S. 49:950-970, the hearing will be scheduled for Wednesday, September 5, 1984 at 9 a.m., at the Louisiana State Police Training Academy, 7901 Independence Blvd., Baton Rouge, LA.

C. Paul Phelps  
Secretary

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Explosives**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO  
STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

Adoption of these rule changes will not cause state or local governmental units to incur any additional costs or savings.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF  
STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

Adoption of these rule changes will not affect revenue collections of state or local governmental units.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO  
DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL  
GROUPS - (Summary)**

Adoption of these rule changes will cause no undue economic costs to affected groups as it is estimated that there is currently uniform compliance with the proposed changes.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)**

Adoption of these rule changes will not have an effect on competition or employment.

Lt. Kerwin L. Dreher  
Executive Officer

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Revenue and Taxation  
Income and Corporation Franchise Taxes Section**

Under the authority granted by LSA-R.S. 47:299.4, the Secretary of the Louisiana Department of Revenue and Taxation intends to adopt the following rules concerning the establishment of a system for permitting a claim of offset and remittance of individual income tax refunds to certain agencies owed debts by the individual. (Part IV of Chapter I of Sub-Title II of Title 47 of the Louisiana Revised Statutes.)

**Proposed Rules**

**Requirements for Submitting Claims for Offset of  
Individual Income Tax Refunds Against  
Debts Owed Certain State Agencies**

The responsible official for each claimant agency will provide to the Secretary of Revenue and Taxation a certified listing of all offset claims. The listing of offset claims must be made in writing or on magnetic tapes in a format specified by the Secretary of Revenue and Taxation which will permit a written listing to be generated.

The responsible official must also furnish certification in writing that the debts for which the offset claims are made are legally collectible, liquidated sums due and owing the claimant agency or due and owing a person and collectible by the claimant agency. The certification must include the name and address of the claimant agency and the manner in which each offset claim arose.

For each offset claim, the agency must include the following information:

- 1) The name of the individual.
- 2) The amount of offset claimed.
- 3) The Social Security number of the debtor.
- 4) The most current address available to the claimant.
- 5) Any additional information requested by the Secretary which will facilitate identification and processing of the offset claim.

Prior to participation in the program and each year thereafter, each claimant agency participating in the garnishment program must furnish to the Department of Revenue and Taxation by October 1:

- 1) A statement that the agency intends to submit offset claims for the next year.
- 2) The anticipated number of offset claims to be certified to the Department.
- 3) The estimated total amount of claims due.
- 4) Any additional information requested by the Secretary of Revenue and Taxation to facilitate the economical and efficient administration of this program.

The Secretary of Revenue and Taxation may establish a minimum number of offset claims which will be accepted from each claimant agency.

The Secretary of Revenue and Taxation will determine the date that each agency will be required to furnish the listing of offset claims.

The Secretary of Revenue and Taxation will determine the frequency and method of making remittances to the claimant agency.

A copy of the proposed rules may be obtained by writing to: Ms. Janet Mollere, Income and Corporation Franchise Taxes Section, Department of Revenue and Taxation, Box 201, Baton Rouge, La 70821. A copy may also be obtained by request, in person, at her office on the first floor of the Louisiana Department of Revenue and Taxation Building, 330 North Ardenwood Drive, Baton Rouge, LA.

Written comments will be accepted by Janet Mollere through the close of business, September 7, 1984. She is the person responsible for responding to inquiries about the proposed rules.

Shirley McNamara  
Secretary

### **Fiscal and Economic Impact Statement For Administrative Rules**

#### **Rule Title: Requirements for Agencies Submitting Claims for Offset**

##### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

These rules implement the income tax refund offset program. The cost for the Department of Revenue and Taxation to implement the offset program in the first year is \$122,510. The administrative cost to the Department of Revenue and Taxation in the next year is approximately \$28,000. The estimated administrative cost to the Bureau of Support Enforcement is not expected to exceed 9.227% of the amount collected. The Department of Justice and the Central Collections Section of the Department of Health and Human Resources do not anticipate any substantial administrative costs.

##### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

The implementation of these rules is not anticipated to have an impact on local or state tax collections. It is estimated that approximately \$795,000 will be collected by the offset program for payment of outstanding debts owed claimant agencies.

##### **III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)**

The proposed rules, when implemented, will only affect state agencies participating in the offset program. However, individuals with debts owed to an agency or due and owing a person and collectible by the agency will be indirectly affected by this action if an individual income tax refund is due and a claim of offset is submitted.

##### **IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)**

There is no anticipated impact on competition or employment in the public or private sector.

Glenda C. Randall  
Director of Income  
and Corporate Franchise Taxes

Jean S. Vandal  
Legislative Fiscal Analyst

## **NOTICE OF INTENT**

### **Department of the Treasury Bond Commission**

In accordance with the applicable provisions of the Administrative Procedure Act, La. R.S. 49:950, et. seq., notice is hereby given that the Louisiana State Bond Commission intends to amend the Commission's rules as originally adopted on November 20, 1976, and amended as of October 20, 1978, November 20, 1979, January 20, 1981, February 20, 1981, October 20, 1982, November 20, 1982, April 20, 1983 and May 20, 1984.

#### **The Commission proposes to add the following rule: RULE PURSUANT TO ACT 105 OF 1984 REGULAR SESSION OF THE LOUISIANA LEGISLATURE**

Applications for preliminary approval for non-traditional purpose bonds (as previously defined by State Bond Commission rules) shall be assessed an application fee of \$1,000 which shall be submitted prior to the deadline for filing the application. In addition an amount equal to  $\frac{1}{20}$  of one percent of the face amount of the bonds to be issued for the respective project must be remitted within five days of the closing of said bonds. However, this rule shall not apply to such applications where security for the indebtedness or evidence thereof consists of, in whole or in part, tax revenues or the full faith and credit of the state or any of its departments, agencies or any of its political subdivisions.

The proposed rule amendment will be made available for public inspection between the hours of 8 a.m. and 4:30 p.m. on any working day after August 20, 1984 at the Office of the State Bond Commission, Third Floor, State Capitol Building, Baton Rouge, LA.

Interested persons may submit their views and opinions through September 3, 1984 to Thomas D. Burbank, Jr., Secretary and Director of the State Bond Commission, Third Floor, State Capitol Building, Box 44154, Baton Rouge, LA 70804. The State Bond Commission will hold a public hearing on September 4, 1984 at a time and place established in a notice posted 24 hours in advance.

The State Bond Commission shall prior to the adoption, amendment or repeal of any rule, afford all interested persons reasonable opportunity to submit data, views, or arguments, orally or in writing. In case of substantive Rules, opportunity for oral presentation or argument shall be granted if requested by 25 persons, by a governmental subdivision or agency, by a committee of either house of the Legislature to which the proposed Rule change has been referred, as required under the provisions of Section 968 of Title 40.

At least eight working days prior to the meeting of the State Bond Commission at which a rule or rules are proposed to be adopted, amended or repealed, notice of an intention to make an oral or written presentation shall be given to the Director of the State Bond Commission. If the presentation is to be oral, such notice shall contain the name or names, telephone numbers, and mailing addresses of the person or persons who will make such oral presentation, who they are representing, the estimated time needed for the presentation, and a brief summary of the presentation. Notice of such oral presentation may be sent to all State Bond Commission members prior to the meeting. If the presentation is to be written, such notice shall contain the name or names of the person or persons submitting such written statement, who they are representing, and a copy of the statement itself. Such written statement will be sent to all State Bond Commission members prior to the meeting.

The Commission shall consider all written and oral submissions concerning the proposed Rules. Upon adoption of a Rule, the Commission if requested to do so by an interested person ei-

ther prior to the adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for or against its adoption.

Mary Evelyn Parker  
State Treasurer and Chairman

**Fiscal and Economic Impact Statement  
For Administrative Rules  
Rule Title: Fee Rule**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
None.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
It is estimated at present that \$500,000 will be collected by the State Bond Commission in fiscal year 1984-85 of which \$250,000 has been budgeted as self-generated revenues.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
It is estimated that beneficiaries of tax-exempt financings affected by the implementation of the rule will pay in the aggregate \$500,000 over a twelve-month period.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
None.

Thomas D. Burbank, Jr.  
Director and Secretary

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission**

Resolution Adopted by the Louisiana Wildlife and Fisheries Commission at its regular monthly meeting held in Baton Rouge, Louisiana on Tuesday, July 10, 1984.

WHEREAS, two oyster leases that reverted to the department because of non-payment of rental fees, and

WHEREAS, these leases were on the edge of the seed reservation and over the years due to erosion and subsidence they are now in open waters and difficult to distinguish from the seed reservation, and

WHEREAS, there is difficulty in keeping the people who fished these leases from going into the reservation and harvesting oysters in violation of the law.

NOW THEREFORE BE IT RESOLVED that these two areas will become a part of the Sister Lake Oyster Seed Reservation.

BE IT FURTHER RESOLVED that a complete corrected description of the boundary of the Seed Reservation is included as part of the record.

Interested parties may submit their views in writing to Harry Schafer, Chief, Seafood Division, Louisiana Department of Wildlife and Fisheries, Box 15570, Baton Rouge, LA 70895.

J. Burton Angelle  
Secretary

**Description of Caillou Lake (Sister Lake) Seed Oyster Reservation in T.21S,-, 15E Terrebonne Parish, Louisiana.**

Beginning at LWL&F Monument I-1 (x-2126463.970) (y-216344.108) on north shore of Sister Lake and west shore of Grand Pass going S 56° 47' 31" E 71.065' (x-2126523.429) (y-216305.186). Thence S 69° 10' 06" E 183.776' (x-2126695.192) (y-216239.83). Thence S 89° 23' 41" E 1560.560' (x-2128255.665) (y-216223.346). Thence N 50° 33' 29" W 477.719' (x-2127886.738) (y-216526.84) Thence N 03° 46' 24" E 75.000' to LWL&F Monument K-2 (x-2127891.673) (y-216601.678). Thence in a easterly direction along the north shore to LWL&F Monument K-3 (x-2135583.521) (y-216662.538). Thence S 71° 04' 17" E 374.630' to LWL&F Monument K-4 (x-2135937.893) (y-216541.012). Thence easterly along the north shore of Lake Cove to LWL&F Monument K-5 (x-2143774.557) (y-215900.240) on west shore of Bayou Jones. Thence S 69° 43' 04" E 1008.738' to LWL&F Monument K-6 (x-2144720.751) (y-215550.566) on east shore of Bayou Jones. Thence in a southerly direction to LWL&F Monument K-7 (x-2144250.939) (y-211478.001) on the north shore of a cut. Thence S 42° 32' 03" W 544.420 to LWL&F Monument K-8 (x-2143882.895) (y-211076.831) on south shore of a cut. Thence in a westerly direction along north shore of an island to LWL&F Monument K-9 (x-2141782.265) (y-210078.168). Thence S 80° 34' 48" W 310.0' (x-2141476.445) (y-210027.4302). Thence S 13° 42' 14" E 300.034' (x-2141547.525) (y-209735.937). Thence S 70° 39' 57" W 1312.037' (x-2140309.483) (y-209301.549). Thence S. 23° 10' 32" E 1026.03' (x-2140713.278) (y-208358.3159). Thence N 58° 54' 38" E 3333.85' (x-2143568.264) (y-210079.8305). Thence S 19° 01' 00" E 100.784' to LWL&F Monument K-12 (x-2143601.104) (y-209984.547) on south shore of Mile Pass. Thence in an easterly direction along the south shore of an island to LWL&F Monument K-13 (x-2144158.393) (y-209644.614) on north shore of a cut to Monclouse Bay. Thence S 27° 59' 40" E 814.715 to LWL&F Monument K-14 (x-2144540.809) (y-208925.226) on south shore of a cut to Monclouse Bay. Thence

in a southerly direction along the east shore to LWL&F Monument K-15 (x-2144228.117)(y-207494.924). Thence S 18° 09' 37" E 707.928' to LWL&F Monument K-16 (x-2144448.761)(y-206822.259) Thence in a southerly direction along the east shore to LWL&F Monument K-17 (x-2143603.797)(y-203824.295). Then S 06° 44' 40" W 3020.388' to LWL&F Monument K-18 (x-2143249.080)(y-200824.808) on west shore of and island. Then S 75° 56' 36" W 4863.660' to LWL&F Monument K-19 (x-2138531.057)(y-199643.516). Thence S 53° 51' 59" W 885.841' to LWL&F Monument K-20 (x-2137815.612)(y-199121.162). Thence in a westerly direction along the south shore of the Lake to LWL&F Monument K-21 (x-2122568.871)(y-199634.866) on east shore of Grand Bayou Du Large. Thence N 68° 15' 32" W 132.106' (x-2122446.162)(y-199683.7997). Thence S 90° 11' 23" W 2083.741' (x-2122113.380)(y-197626.8037). Thence N 67° 24' 13" W 1312.948' (x-2120901.222)(y-198131.2881). Thence N 25° 48' 15" E 632.447' (x-2121176.525)(y-198700.6714). Thence N 22° 26' 46" E 2988.627' (x-2122317.623)(y-201462.828). Thence N 69° 15' 22" W 19.85. To LWL&F Monument K-22 (x-2122299.059)(y-201469.909) on west shore of Grand Bayou Du Large. Thence N 07° 35' 49" E 38.127' (x-2122304.100)(y-201507.702). Thence N 22° 53' 59" W 486.595' (x-2122114.756)(y-201955.948). To a point on the north shore of a Bayou at its entrance to Sister Lake. Thence in a northerly direction along the west shore of to LWL&F Monument K- 23 (x-2121123.724)(y-202433.290). Thence N 04° 13' 06" E 50.000' (x-2121127.296)(y-202483.154). Thence N 39° 27' 50" W 2863.635' (x-2119307.296)(y-204693.951). Thence N 25° 47' 17" W 243.559' to LWL&F Monument K-24 (x-2119201.337)(y-204913.254). Thence in a northerly direction along the westshore of the Lake and coves to LWL&F Monument K-25 (x-2126415.433)(y-212526.111). Thence in a northerly direction along west shore of lake to the point of beginning.

All coordinates are derived from a boundary Survey Traverse Closure of the Lake, a copy of which is included as part of this description.

**Fiscal and Economic Impact Statement  
For Administrative Rules**

**Rule Title: Add Oyster Leases to Sister Lake Oyster Seed  
Reservation**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There will be no implementation cost as a result of this change.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)  
There will be no estimated effect on revenue collection.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)  
Oyster fishermen will be able to utilize the acreage for the taking of oysters. However, productivity cannot be estimated until the area has been fished.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)  
The estimated effect on competition and employment is indeterminable at this time.

Mary Mitchell  
Chief Fiscal Officer

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission**

RESOLUTION

Hunting Seasons for Mourning Doves  
and  
Migratory Species Other Than Waterfowl

WHEREAS, personnel of the Louisiana Department of Wildlife and Fisheries attended the hearings in Washington, D.C. on Mourning Doves and Migratory Species Other Than Waterfowl, and

WHEREAS, the Louisiana Wildlife and Fisheries Commission at its regular July, 1984, meeting tentatively set the 1984-85 Mourning Doves and Migratory Species Other Than Waterfowl, upon recommendation of Louisiana Department of Wildlife and fisheries personnel who attended the Washington meeting, and

WHEREAS, the dates, framework, shooting hours, bag limits, etc. were as set forth in the U.S. Fish and Wildlife Service recommendations when received the later part of July, now

THEREFORE BE IT RESOLVED, that the Louisiana Wildlife and Fisheries Commission on this date, August 7, 1984, ratify and adopt the Mourning Doves and Migratory Species Other Than Waterfowl as set by the Louisiana Wildlife and Fisheries Commission at its July, 1984, meeting for the 1984-85 hunting seasons.

- (1) Doves: Framework - Sept. 1-Jan. 15 (3-way split permitted).

North Zone	Bag	Possession
Sept. 1-9 (9 Days)	15	30
Oct. 13-Nov. 4 (23 Days)	15	30
Dec. 8-Jan. 4 (28 Days)	15	30
Total: 60 Days		

South Zone	Bag	Possession
Oct. 13-Nov. 18 (37 Days)	15	30
Dec. 8-30 (23 Days)	15	30
Total: 60 Days		

- (2) Rails: Framework - Sept. 1-Jan. 20 (2-way split permitted).

Sept. 22-30 (9 Days)	15	30
Nov. 3-Jan. 2 (61 Days)	15	30
Total: 70 Days		

- (3) Gallinules: Framework - Sept. 1-Jan. 20 (2-way split permitted).

Sept. 22-30 (9 Days)	15	30
Nov. 3-Jan. 2 (61 Days)	15	30
Total: 70 Days		

- (4) Snipe: Framework - Sept. 1-Feb. 28 (2-way split permitted).

Nov. 3-Feb. 17 (107 Days)	8	16
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- (5) Woodcock: Framework - Sept. 1-Feb. 28 (2-way split permitted).

Dec. 8-Feb. 10 (65 Days)	5	10
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- (6) Teal: Framework - Sept. 1-30 (no split permitted).

Sept. 22-30 (9 days)	4	8
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Shooting Hours:

Doves: 12 Noon to Sunset

Rails, Gallinules, Snipe and Woodcock: ½ hour before sunrise to sunset.

September Teal Season: Sunrise to sunset

Interested parties may inquire to Hugh Batemen, Chief, Game Division, Box 15570, Baton Rouge, Louisiana 70895

J. Burton Angelle  
Secretary

**Fiscal and Economic Impact Statement  
For Administrative Rules**

**Rule Title: Season and Bag Limits for Migratory Birds  
(other than water fowl)**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There are no estimated implementation costs to state or local governmental units.

- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Failure to approve this action would result in a negative effect on revenues collected by the state for basic hunting licenses sold to approximately 200,000 Louisiana residents at a cost of \$500,000. Additionally, federal revenue for duck stamp sales to approximately 25,000 duck hunters who hunt during the September teal season would be lost to the U.S. Fish and Wildlife Service.

- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There is no basis for determining what the precise effect on costs and economic benefits to non-government groups

or individuals would be. There is, however, no doubt that failure to approve would have a substantial negative effect on sporting goods stores, hardware stores, and other local retail businesses selling hunting equipment. Land leases, guide fees, etc. related to hunting migratory birds is substantial and would also be lost.

- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There is no basis for estimating the effect non-approval would have on competition and employment.

Mary Mitchell  
Chief Fiscal Officer

Jean S. Vandal  
Legislative Fiscal Analyst

**NOTICE OF INTENT**

**Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission**

WHEREAS, the Louisiana Wildlife and Fisheries Commission was requested to consider the issue of those lease applications which were cancelled for failure to comply with a commission rule requiring them to survey the application within the six month period after notification for which the applicant had executed a forfeiture agreement, and

WHEREAS, the following pertinent comments were pointed out at previous meetings of the Commission's Oyster and Shrimp Committee by memoranda and discussions and generally again today by Dr. Ford, Harry Schafer, Ron Dugas, or James Anyon:

(1) That the original purpose of the "Moratorium on Applications" for Oyster Leases was to permit the Survey Section to become reasonably current with many outstanding applications that were a number of years old,

(2) That much progress has been made,

(3) That achievement of a "current" operating basis was projected to be reached in the next twelve to eighteen months provided field surveys continued to be completed at the current level or improved in quantity accomplished and could be executed,

(4) That the original and primary purpose of the "Partial lifting of the moratorium" on applications was to permit and encourage younger fishermen to get in the oyster business as oyster farmers by obtaining their own leases,

(5) That the original guidelines of six month's limitation was recommended and agreed upon by representatives of the oyster industry after much discussion,

(6) That we felt the opportunities extended by the Department were conducted fairly and reasonably in accordance with the provisions established by the Commission provided that there was no procrastination by the applicants,

(7) That every reasonable courtesy and consideration was extended by the staff,

(8) That any extension or reinstatement of this group of cancelled applications could have the very serious potential of setting the survey section back substantially in trying to achieve a current operating level since each private survey had to be examined and checked very carefully (some having been referred back to the private surveyors several times—up to six times in one case, at least, for making corrections) and, finally,

(9) That these eight points and others constitute good and valid grounds for the staff recommending no further consideration without any prejudice towards any oyster farmers.

WHEREAS, hearing a proposal submitted by the Louisiana Oyster Dealers and Growers Association, the Plaquemine Oyster Association, and the Terrebonne Parish Oyster Association,

NOW, THEREFORE BE IT RESOLVED, that those per-



sons that had applications cancelled because of the failure to meet the six month restriction would be allowed to reapply under the following rules:

(1) Only the applicants whose applications were cancelled for failure to comply with the six month requirement could reapply.

(A) The individual would have 15 days from receipt of a certified letter (return receipt) to re-apply. If no response, there shall be no further consideration for reinstatement of the application.

(B) The reapplication would have to use the same description, in other words, the same area as the original application if still available and no more acreage but possibly encompassing less acreage; however, it would not supersede any existing applications or encompass leases which were surveyed after any prior cancellations.

(C) The reapplication would have to be for no more than the acreage applied for in the cancelled application; however, it could be for less acreage.

(D) The applicant would be required to pay an additional 20 percent of the basic application fee to cover the cost of administrative services, and this would be based on the acreage applied for.

(E) The same applicant must apply; he or she can not change the name on the application, nor can the application be transferred to another person.

II. The applicant would then have six more months from the date of the application to complete this survey.

III. The Department's survey section would use a different prefix to distinguish these applications from those cancelled.

IV. If the applicant fails to comply with any of the above rules, and the Department's applicable rules and regulations for this program, the application will be cancelled and the application fee retained by the Department.

Interested parties may submit their views in writing to Harry Schafer, Chief, Seafood Division, Louisiana Dept. of Wildlife and Fisheries, Box 15570, Baton Rouge, LA 70895.

J. Burton Angelle  
Secretary

### **Fiscal and Economic Impact Statement For Administrative Rules**

#### **Rule Title: Rules and regulations-oyster lease applications**

##### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

Two clerical and three technical employees will have to retake the oyster lease and survey applications. This task will require an estimated 80-100 hours each but as this will occur as a part of their regular work assignment, there will be no additional costs to the Department.

##### **II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

The proposed six month extension is estimated to provide an additional 14,000 acres of leased water bottoms from which the Department will receive annual rentals of \$2 per acre (\$28,000). Oyster severance tax from the additional leased acreage is anticipated to be \$7,000 per year.

##### **III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)**

Applicants will be assessed an additional administrative

fee and will also forfeit their original application fee. \$28,000 is the estimated cost to the affected group.

#### **IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)**

The partial or conditional lifting of the moratorium was done to provide for new entries into the oyster leasing categories, i.e., allow younger fishermen to become leaseholders and farm their own oysters and waterbottoms.

Mary Mitchell  
Chief Fiscal Officer

Mark C. Drennen  
Legislative Fiscal Officer

### **NOTICE OF INTENT**

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

Resolution adopted by the Louisiana Wildlife and Fisheries Commission at its regular monthly meeting held in Baton Rouge, Louisiana on Tuesday, July 10, 1984:

WHEREAS, the Commission biologists and the Chief of the Seafood division have recommended the fishing of the oysters in Calcasieu Lake with the exception of the Calcasieu River and Ship Channel, East Fork, West Fork, and Oyster Bayou, and

WHEREAS, the Department of Health and Human Resources will examine the growing oysters of this aforementioned area, approve the waters for fishing oysters if the health standards are met, and

NOW THEREFORE BE IT RESOLVED, by the Louisiana Wildlife and Fisheries Commission that the Calcasieu Lake Oyster Season for 1984-1985 be set in accordance with the following rules and regulations:

(1) That the oyster season in Calcasieu Lake be fixed to extend from one-half hour before sunrise on Monday, November 12, 1984 through one-half hour after sunset on Friday, March 15, 1985 with the right being reserved to close said season sooner if biologically justifiable.

(2) That oyster fishing be limited only to the use of tongs and to daylight hours.

(3) The open areas shall be confined to the area of Calcasieu Lake with the exception of Calcasieu River and Ship Channel, East Fork, West Fork, and Oyster Bayou which shall be closed.

(4) The three inch culling law shall be observed by all fishermen fishing the area and the culls shall be scattered around the perimeter of the reefs to provide for expansion of future harvesting.

(5) The taking of oysters for commercial purposes shall be limited to 10 sacks per boat per day by law.

(6) All oysters shall be put into sacks before leaving the oyster fishing area in Calcasieu Lake. Oysters not in sacks leaving the fishing area in Calcasieu Lake shall be confiscated and violator subject to penalty set forth in Title 56, Section 115.

(7) The taking of oysters for home consumption shall be limited to three bushels (two sacks per boat per day).

(8) All commercial fishing of oysters shall be done only with proper licenses, and the sacks of oysters be properly tagged before leaving the fishing vessel. All sacks entering into commerce shall be tagged.

Interested parties may submit their views in writing to Harry Schafer, Chief, Seafood Division, Louisiana Dept. of Wildlife and Fisheries, Box 15570, Baton Rouge, LA 70895.

J. Burton Angelle  
Secretary

**Fiscal and Economic Impact Statement  
For Administrative Rules**

**Rule Title: Setting of Oyster Season-Calcasieu Lake**

**I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

There will be no costs to the Department of Wildlife and Fisheries to implement the oyster season in Calcasieu Lake. Enforcement of the laws pertaining to this season fall within regular work days of Wildlife and Fisheries agents.

**II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)**

The revenue derived from this season is estimated to be \$297,000. There are an estimated 1,800 fishermen who must obtain proper licenses before taking oysters from this area.

**III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)**

There will be an estimated 100,000 sacks of oysters taken during the proposed season of which approximately 3,000 will be for home use. At an estimated cost of \$12 per sack, the benefit to the fishermen is estimated to be \$1,164,000.

**IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)**

Without the season, \$1,164,000 would be removed from the economy. Additionally commercial fishermen in this area could not avail themselves of supplemental income related to the oyster season.

Mary Mitchell  
Chief Fiscal Officer

Mark C. Drennen  
Legislative Fiscal Officer

**NOTICE OF INTENT**

**Department of Wildlife and Fisheries  
Seafood Promotion and Marketing Board**

At its regular monthly meeting held May 14, 1984 in Baton Rouge, Louisiana, the following By-Laws for the Louisiana Seafood Promotion and Marketing Board were proposed.

**BY-LAWS  
ARTICLE I**

**Board Office**

1. The specific location of the principal office of the Louisiana Seafood Promotion and Marketing Board as a part of the office of the Secretary of the Department of Wildlife and Fisheries shall be Baton Rouge, Louisiana as established by Title 56 of the Louisiana Revised Statutes.

2. The Board, at its discretion, may from time to time, hold meetings at any other location within the State of Louisiana after proper notice.

**ARTICLE II**

**Regular Meetings**

1. The regular meetings of the Board shall be as set at any regular or special meeting by resolution adopted by a majority of the members present in person.

**Special Meetings**

1. Special meetings of the Board may be called by the Chairman, at his discretion, and shall be called by the chairman upon written request of any six members. The notice of each special meeting shall state the purpose for which it is called, and only those matters shall be considered that have been included in the call, unless a quorum of the Board agrees to take up other matters.

2. The chairman shall cause written notices of the time and place of special meetings to be mailed, or hand delivered, to each

member, at the addresses as they appear in the records of the Board, at least three days before the day on which the meeting is to be held, or shall communicate the notice of such meetings to the members by telegram or telephone not later than 48 hours before the meeting is to be held.

**ARTICLE III**

**Quorum - Minutes**

1. The attendance of six members at any meeting shall constitute a quorum for the transaction of all business.

2. A tentative draft of the minutes of each meeting shall be submitted to each Board member within 15 days after such meeting.

3. Final minutes will be available to Board members not later than the next regular meeting.

**ARTICLE IV**

**Election of Officers and Appointments**

1. Officers shall be elected annually at the regular meeting of the Board in December, at which the Members shall elect, from among their own number, a chairman, a vice-chairman, and a secretary-treasurer to hold office for one year, or until their successors are elected. The Board shall not be bound by any particular order of succession in the nomination of member for election to office.

2. In case a vacancy shall occur among the elected officers, due to death, resignation, or other cause, an election shall be held, at a regular or special meeting, to fill the vacant office for the unexpired portion of the term.

3. Within the terms of their respective appointments, any member elected to one of the above offices who shall have served in such office for one term, shall be eligible to succeed himself.

**ARTICLE V**

**Duties of the Chairman**

The powers and duties of the Chairman shall be:

1. To preside as chairman at all meetings of the Board, with the right to vote on all questions.

2. To see that the laws of the State, pertaining to the purposes and functions of the Board, the Ordinances of the Board and its policies are faithfully observed and executed.

3. To call special meetings of the Board, at his discretion, or upon the written request of six members.

4. To establish committees and appoint members thereof, at his discretion, as he deems necessary to carry out the business of the Board.

5. To serve as an ex-officio member of all committees.

6. To perform such other duties as are usually incumbent upon the Chairman of the Seafood Promotion and Marketing Board.

**ARTICLE VI**

**Duties of the Vice-Chairman**

Whenever the Chairman is absent from any regularly scheduled meeting, his duties shall be performed by the Vice-Chairman. Whenever the Chairman is absent from a special meeting called by him, upon his own initiative, or upon written request of six Board members, his duties shall be performed by the Vice-Chairman. The Vice-Chairman may not assume the duties of the Chairman for the purpose of calling a special meeting when the Chairman is temporarily absent from the State, or when the Chairman is temporarily incapacitated through illness, or otherwise, unless the Chairman or the other five members, direct the Vice-Chairman to assume the office of the Chairman for the purpose of calling such special meeting.

Whenever the Chairman's absence from the state, or his incapacity due to illness, prevents him from handling routine, but necessary Board business, at times other than at Board meetings, such business shall be handled by the Vice-Chairman.

## ARTICLE VII

### Duties of Secretary-Treasurer

To serve as Chairman of Annual Report Committee.

To perform such other duties that are usually incumbent on the Secretary-Treasurer of the Seafood Promotion and Marketing Board.

## ARTICLE VIII

### Board Committees

The following named committees shall be permanent standing committees. All members shall be appointed by the Chairman and shall serve at his pleasure. Additional committees may be added by a majority vote of the Board members at a regular or special meeting.

#### Standing committees:

- Funding
- Brochures
- Annual Report
- Research and Review
- Poster
- Public Hearing

## ARTICLE IX

### Order of Business

The Secretary of the Board shall prepare and submit to the Board an agenda covering the items of business to be considered and acted upon at each meeting of the Board. The Board may consider such other matters as may properly be brought before it. The order of business may be altered by the Board at its discretion.

## ARTICLE X

### Rules of Order

Robert's Rules of Order shall be the parliamentary authority for all matters of procedures of this Board not otherwise covered in these By-Laws.

## ARTICLE XI

### Amendment of By-Laws

These By-Laws may be altered or amended at any regular meeting of the Board by a majority vote of the Board members present at the meeting. However, no such alteration or amendment shall be considered unless (a) notice of the intention to alter or amend the By-Laws shall have been given in writing at a previous meeting of the Board, and (b) a draft of the proposed alteration or amendment shall have been sent to each member of the Board at least 48 hours in advance of the meeting at which action on such alteration or amendment is to be taken.

## ARTICLE XII

The election of the Chairman, Vice-Chairman and Secretary-Treasurer will be held at the December meeting. The new officers will then take office at the next regularly scheduled meeting. Officers may succeed themselves.

Interested persons may address comments or inquiries to:

J. Burton Angelle, Secretary, Department of Wildlife and Fisheries, Box 15570, Baton Rouge, LA 70895

J. Burton Angelle, Sr.  
Secretary

### **Fiscal and Economic Impact Statement For Administrative Rules**

#### **Rule Title: Promotion and Marketing Board By-Laws**

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Establishment of the by-laws will not have implementation costs or savings.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on any revenue collections.

#### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

There will be no costs and/or economic benefits to any person or group.

#### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

There will be no effect on competition and employment.

Mary Mitchell  
Chief Fiscal Officer

Mark C. Drennen  
Legislative Fiscal Officer

## NOTICE OF INTENT

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

Resolution adopted by the Louisiana Wildlife and Fisheries Commission at the regular meeting held in Baton Rouge, Louisiana on Tuesday, August 7, 1984:

WHEREAS, The fur industry of Louisiana represents a major resource of economy and income for many of the citizens of our state; and

WHEREAS, This resource is a renewable natural one, which has proven under wise management to increase in importance in our state; and

WHEREAS, An annual harvest of the surplus animals is in keeping with wise wildlife management techniques based on scientific management; and

WHEREAS, Fur prices were depressed for a third year during the 1983-84 trapping season as a result of the world economic situation; and

WHEREAS, This depressed price level dramatically reduced trapping effort in upland and coastal areas resulting in a low harvest; and

WHEREAS, Federal restrictions imposed by the CITES Scientific Authority concerning out-of-state shipment for otter and bobcat furs will again require placement of a possession tag by trappers or buyers to insure state origin; and

WHEREAS, The zonation concept has continued to be beneficial in reducing late caught unprime furs and has produced mainly favorable comments generated within the fur industry; and

NOW, THEREFORE, BE IT RESOLVED, That the Louisiana Wildlife and Fisheries Commission does hereby establish the 1984-85 furbearers trapping season for the northern zone as being November 20, 1984 through February 15, 1985 and the southern zone as being December 1, 1984 through February 28 1985, and sets a bag limit for daytime and nighttime raccoon and opossum hunting outside the trapping season of one raccoon and/or opossum per hunter per day or night; and

BE IT FURTHER RESOLVED, That the following regulations governing the buying, tagging and shipment of bobcat and otter pelts are adopted for the 1984-85 trapping season.

#### **BOBCAT AND OTTER TAGGING REQUIREMENTS**

In order to obtain federal approval to export bobcat and otter out of the United States, the Louisiana Department of Wildlife and Fisheries is required to insure that only Louisiana trapped otter and bobcat are tagged with Louisiana export tags.

In order to accomplish this, a special possession tag will be made available to fur buyers. A blue tag for otter and a red tag for bobcat must be filled out by the trapper at the time the pelt is sold.

# Committee Reports

The information required includes trapper name, trapper license number, parish caught in and date trapped.

No bobcat or otter pelt shall be purchased from a trapper or be in the possession of a fur buyer without a possession tag. Dealers shall not purchase bobcat or otter pelts without a possession tag attached. No bobcat or otter pelt shall be shipped from the state without an export tag attached. Dealers will obtain export tags for bobcat and otter by providing to the Department one completed possession tag for each pelt to be shipped from the state.

It shall be illegal to falsify possession tags or attach Louisiana export tags to out-of-state bobcat or otter pelts. Once possession tags have been received and counted by Department personnel, export tags will be mailed immediately. Trappers shipping bobcat or otter out of state must provide completed possession tags to the Department in order to receive export tags.

This is to certify that the above and foregoing is a true copy of the excerpt of the minutes of the meeting of the Louisiana Wildlife and Fisheries Commission held in Baton Rouge, LA. on Tuesday, August 6, 1984.

Interested parties may inquire to Allan Ensminger, Chief, Fur and Refuge Division, Box 15570, Baton Rouge, Louisiana 70895.

J. Burton Angelle  
Secretary

## Fiscal and Economic Impact Statement For Administrative Rules Rule Title: 1984/85 Trapping Season

### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Annual cost of implementation is approximately \$1,500 for tags to affix to bobcat and otter pelts in compliance with International Trade Convention Treaty requirements. Minimum expense is also required for necessary shipping tags which the Department is required to provide dealers and buyers.

### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

Severance tax is collected by the Department of Wildlife and Fisheries on each furbearer pelt shipped out of the State of Louisiana. Severance tax varies in amount depending upon species. Additional revenue is generated to the Department by the sale of trapping licenses to approximately 13,000 trappers.

### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NON-GOVERNMENTAL GROUPS - (Summary)

Annual harvest of furbearing animals in Louisiana average approximately \$7,200,000 each year. This income is of importance to trappers, landowners, fur buyers and fur dealers.

### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT - (Summary)

The annual trapping season stimulates employment in the entire state and provides the major source of income for several thousand families. Approximately 1,265,702 pelts are harvested from the state each year and approximately 1,300,000 pounds of meat from various species is also utilized. Louisiana leads the nation in the production of wild furs.

Mary Mitchell  
Chief Fiscal Officer

Jean S. Vandal  
Legislative Fiscal Analyst

## COMMITTEE REPORT House of Representatives House Natural Resources Committee Oversight Review

Pursuant to the provisions of R.S.49:968, the House of Representatives Natural Resources Subcommittee on Oversight met on July 18, 1984 and reviewed certain changes in state regulations proposed by the Louisiana Department of Environmental Quality for which Notice of Intent was published in the June *Louisiana Register* with the following results:

1) Proposal by the Department of Environmental Quality to amend the Rules of Procedure for Solid Waste Certification and Training Program to allow a present practitioner to receive regular certification, without possessing a high school diploma or an equivalency certificate, if that person passes the operator examination required by the rules.

By a vote of 5-0, the committee found the following:

1. That the rule change is in conformity with the intent and scope of the enabling legislation.
2. That the rule change is in conformity and not contrary to all applicable provisions of law and of the constitution.
3. That the rule change is advisable and has merit.
4. That the rule change is acceptable to the oversight subcommittee.

Clyde W. Kimball  
Chairman

## COMMITTEE REPORT House of Representatives House Natural Resources Committee Oversight Review

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1) Proposal by the Department of Environmental Quality to establish an ambient standard for odors which limits odorous substances at or beyond property limits and which is determined by the use of butanol referencing techniques which parallel methods approved by the American Society for Testing Methods (ASTM).

By a vote of 5-0, the committee found the following:

1. That the rule change is in conformity with the intent and scope of the enabling legislation.
2. That the rule change is in conformity and not contrary to all applicable provisions of law and of the constitution.
3. That the rule change is advisable and has merit.

4. That the rule change is acceptable to the oversight subcommittee.

Clyde W. Kimball  
Chairman

#### COMMITTEE REPORT

##### House of Representatives House Natural Resources Committee Oversight Review

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1) Proposal by the Department of Environmental Quality to amend the Solid Waste Rules and Regulations by adding specific and explicit language which provides the regulated community with the various alternative financial mechanisms deemed acceptable to satisfactorily comply with the financial responsibility requirements of the Solid Waste Rules and Regulations and provides specific guidance for compliance.

By a vote of 5-0, the committee found the following:

1. That the rule change is in conformity with the intent and scope of the enabling legislation.
2. That the rule change is in conformity and not contrary to all applicable provisions of law and of the constitution.
3. That the rule change is advisable and has merit.
4. That the rule change is acceptable to the oversight subcommittee.

Clyde W. Kimball  
Chairman

#### COMMITTEE REPORT

##### House of Representatives House Natural Resources Committee Oversight Review

Pursuant to the provisions of R.S.49:968, the House of Representatives Natural Resources Subcommittee on Oversight met on July 18, 1984 and reviewed certain changes in state regulations proposed by the Louisiana Office of Conservation for which Notice of Intent was published in the June *Louisiana Register* with the following results:

1) Proposal by Office of Conservation to establish minimum requirements for the design, construction, quality of materials, location, testing, operation and maintenance of facilities used in the gathering, transmission and distribution of gas, to safeguard life or limb, health, property and public welfare and to provide that adequate service will be maintained by gas utilities operating under the jurisdiction of the Commissioner of Conservation.

By a vote of 5-0, the committee found the following:

1. That the rule change is in conformity with the intent and scope of the enabling legislation.
2. That the rule change is in conformity and not contrary to all applicable provisions of law and of the constitution.
3. That the rule change is advisable and has merit.
4. That the rule change is acceptable to the oversight subcommittee.

Clyde W. Kimball  
Chairman

# Potpourri

## POTPOURRI

### Department of Labor Office of Employment Security

Pursuant to Act No. 583 of the Regular Session of the 1975 Louisiana Legislature, the state's average weekly wage upon which the maximum workmen's compensation weekly benefit amount will be based effective September 1, 1984, has been determined by the Louisiana Department of Labor to be \$330.95.

Dudley J. Patin, Sr.  
Secretary

## POTPOURRI

### Department of Natural Resources Fishermen's Gear Compensation Fund

In accordance with the provisions of the Fishermen's Gear Compensation Fund, Louisiana Revised Statutes 56:700.1 through 56:700.5, and in particular, Section 700:4 thereof; regulations adopted for the fund as published in the *Louisiana Register* on August 20, 1980; and also the rules of the Secretary of this Department, notice is hereby given that 26 completed claims, amounting to \$28,877.02 were received during the month of July, 1984. Public hearings to consider completed claims have been scheduled as follows:

Wednesday, September 5, 1984, at 10:30 a.m., in the Police Jury Office 8201 West Judge Perez Drive, in Chalmette, LA.

CLAIM NO. 83-1349 (Rescheduled)

Gordon V. Rojas, of Lafitte, Louisiana, while trawling on the vessel, "Lady Lois," in East Bay, northeast of Burwood, at approximate LORAN-C readings of 28,857.0 and 46,782.3, Plaquemines Parish, encountered an unidentified submerged obstruction on November 21, 1983, at approximately 10 a.m., causing loss of his 62 foot trawl and boards.

Amount of Claim: \$1,655.80.

CLAIM NO. 83-1364 (Rescheduled)

Clarence R. Guidry, of Lafitte, Louisiana, while trawling on the vessel, "Capt. Rosco," in the Gulf of Mexico east of Southeast Pass, at LORAN-C readings of 29,067.3 and 46,790.0, Plaquemines Parish, encountered an unidentified submerged obstruction on November 29, 1983, at approximately 5 p.m., causing loss of his trawl.

Amount of Claim: \$521.

CLAIM NO. 83-1376 (Rescheduled)

Craig Arcement, ship captain for Lester Charles Arcement, of Lafitte, Louisiana, while trawling on the vessel, "Captain Craig," in the Gulf of Mexico southeast of the Empire Canal, at approximate LORAN-C readings of 28,753.1 and 46,843.3, Plaquemines Parish, encountered an unidentified submerged obstruction on December 10, 1983, at approximately 5:30 p.m., causing the loss of his trawl.

Amount of Claim: \$779.23.

CLAIM NO. 84-1443 (Rescheduled)

Gordon V. Rojas, of Lafitte, LA, while trawling on the vessel, "Lady Lois," in the Gulf of Mexico west of Southwest Pass, at approximate LORAN-C readings of 28,763.8 and 46,779.0, Plaquemines Parish, encountered an unidentified submerged obstruction on January 8, 1984, at ap-

proximately 5 p.m., causing the loss of his 10 foot by 40 inch boards.

Amount of Claim: \$936.

**CLAIM NO. 84-1457**

Kenneth R. Adams, Jr., of New Orleans, LA, while trawling on the vessel, "Lady Audrey," in East Bay south of Burrwood, at approximate LORAN-C readings of 28,809.0 and 46,770.0, Plaquemines Parish, encountered an unidentified submerged obstruction on February 3, 1984, at approximately 4:30 p.m., causing the loss of his 45 foot trawl. Amount of Claim: \$865.

**CLAIM NO. 84-1472 (Rescheduled)**

George France, of Slidell, LA, while trawling on the vessel, "La Brina Jo," in Sawmill Pass, at the entrance to the Rigolets, Orleans Parish, encountered a submerged piling or tree trunk on March 7, 1984, at approximately 10:30 a.m., causing damage to his vessel.

Amount of Claim: \$1,190.49.

**CLAIM NO. 84-1495**

Gareth LeBlanc, of Miss Charlotte, Inc., Lafitte, LA, while trawling on the vessel, "Miss Charlotte," in the Gulf of Mexico south of Burrwood, at LORAN-C readings of 28,804.6 and 46,770.1, Plaquemines Parish, encountered an unidentified submerged obstruction on February 13, 1984, at approximately 6:30 a.m., causing the loss of his trawls.

Amount of Claim: \$3,102.

**CLAIM NO. 84-1496**

Gareth LeBlanc, of Miss Santrina, Inc., Lafitte, LA, while trawling on the vessel, "Miss Santrina," in the Gulf of Mexico near Southwest Pass, at LORAN-C readings of 28,790.3 and 46,766.2, Plaquemines Parish, encountered an unidentified submerged obstruction on March 10, 1984, at approximately 5:15 a.m., causing the loss of his 50 foot trawl and shark gear.

Amount of Claim: \$1,639.

**CLAIM NO. 84-1508 (Rescheduled)**

Malcolm Despaux, of Barataria, LA, while trawling on the vessel, "Louisiana Queen," in the Gulf of Mexico south of Barataria Pass, at approximate LORAN-C readings of 28,564.6 and 46,861.9, Jefferson Parish, encountered a submerged pontoon on March 15, 1984, at approximately 4 p.m., causing the loss of his 40 foot trawl.

Amount of Claim: \$590.

**CLAIM NO. 84-1509 (Rescheduled)**

Malcolm Despaux, of Barataria, LA, while trawling on the vessel, "Louisiana Queen," in the Gulf of Mexico northwest of Sandy Point, Plaquemines Parish, at approximately 9 a.m., causing the loss of his 40 foot trawl.

Amount of Claim: \$590.

**CLAIM NO. 84-1534**

Clifton O. Creppel, of Lafitte, LA, while trawling on the vessel, "Capt. Kojack," in the Gulf of Mexico south of Quatre Bayou Pass, at approximate LORAN-C readings of 28,633.0 and 46,872.7, Plaquemines Parish, encountered an unidentified submerged obstruction on May 16, 1984, at approximately 7 a.m., causing damage to his vessel and the loss of his trawl.

Amount of Claim: \$1,050.

**CLAIM NO. 84-1540**

Eugene J. DeJean, of Chalmette, LA, while trawling on the vessel, "Mary Dot," in the Gulf of Mexico, southeast of South Point, at LORAN-C readings of 27,535.5 and 46,910.7, Iberia Parish, encountered an unidentified sub-

merged obstruction on May 15, 1984, at approximately 3 p.m., causing the loss of his trawl.

Amount of Claim: \$1,500.

**CLAIM NO. 84-1553**

Curtis Rojas, Sr., of Lafitte, LA, while trawling on the vessel, "Roxiann," in Bayou Rigolettes, northeast of the Harvey Cutoff Canal, Jefferson Parish, encountered a submerged log on May 28, 1984, at approximately 5 a.m., causing damage to his vessel.

Amount of Claim: \$613.91

**CLAIM NO. 84-1559**

Warren Thibodeaux, of New Orleans, LA, while trawling on the vessel, "Honey Sucker," in the Gulf of Mexico west of Grand Bayou Pass, at approximate LORAN-C readings of 28,718.0 and 46,863.3, Plaquemines Parish, encountered an unidentified submerged obstruction on May 14, 1984, at approximately 8 a.m., causing the loss of his 50 foot trawl.

Amount of Claim: \$913.

**CLAIM NO. 84-1588**

Stanley Weiskopf, of Braithwaite, LA, while trawling on the vessel, "Karen-Susan," in Eloi Bay south of Codfish Point, at approximate LORAN-C readings of 29,070.0 and 46,965.0, St. Bernard Parish, encountered an unidentified submerged obstruction on June 5, 1984, at approximately 4:30 p.m., causing the loss of his trawl.

Amount of Claim: \$718.26.

**CLAIM NO. 84-1595**

Gary J. Treuil, of Metairie, LA, while trawling on the vessel, "Dawn Mist," in the Gulf of Mexico east of Barataria Pass, at approximate LORAN-C readings of 28,581.0 and 46,864.0, Jefferson Parish, encountered an unidentified submerged obstruction on May 4, 1984, at approximately 7 a.m., causing damage to his 50 foot trawl.

Amount of Claim: \$350.

**CLAIM NO. 84-1596**

Gary J. Treuil, of Metairie, LA, while trawling on the vessel, "Dawn Mist," in the Rigolets east of Sawmill Pass, St. Tammany Parish, encountered an unidentified submerged obstruction on June 5, 1984, at approximately 3:30 p.m., causing the loss of his 50 foot trawl and boards.

Amount of Claim: \$1,225.82.

**CLAIM NO. 84-1610**

Frederick J. Baas, Sr., of Violet, LA, while trawling on the vessel, "Family Affair," in Bayou Bienvenue west of Lake Borgne, St. Bernard Parish, encountered an unidentified submerged obstruction on June 13, 1984, at approximately 8 a.m., causing the loss of his 40 foot trawl and lazy line.

Amount of Claim: \$569.

**CLAIM NO. 84-1619**

John S. Domingo, of St. Bernard, LA, while trawling on the vessel, "Capt. John," in Lake Borgne southeast of the Rigolets, at approximate LORAN-C readings of 29,015.0 and 47,042.8, St. Bernard Parish, encountered an unidentified submerged obstruction on June 10, 1984, at approximately 5 p.m., causing the loss of his 60 foot trawl, boards, bridle, chain and rope.

Amount of Claim: \$1,991.66.

**CLAIM NO. 84-1620**

James E. Daspit, Sr., of Pearl River, LA, while trawling on the vessel, "Country Girl," in the Rigolets, northwest of the U.S. 90 Bridge, St. Tammany Parish, encountered a sub-

merged shrimp barge on June 12, 1984, at approximately 6 a.m., causing the loss of his 70 foot balloon trawl.

Amount of Claim: \$767.31.

Tuesday, September 11, 1984, at 10:30 a.m., in the L.S.U. Cooperative Extension Service Office, Greater Lafourche Port Commission Building, Highway 308, Galliano, LA.

CLAIM NO. 83-1283 (Rescheduled)

Allen J. Gaudet, III, of Grand Isle, LA, while trawling on the vessel, "Capt. Allen," in the Gulf of Mexico northeast of Bienvenue Pass, at approximate LORAN-C readings of 29,065.0 and 46,852.1, Plaquemines Parish, encountered a submerged shipwreck on October 27, 1983, at approximately 3 p.m., causing the loss of his trawl and related gear.

Amount of Claim: \$909.52.

CLAIM NO. 83-1291 (Rescheduled)

Dudley Terrebonne, of Cut Off, LA, while trawling on the vessel, "Capt. Dud," in the Gulf of Mexico east of Freshwater Bayou, at LORAN-C readings of 27,245.2 and 46,937.5, Vermilion Parish, encountered an unidentified submerged obstruction on October 13, 1983, at approximately 11 a.m., causing the loss of his trawl.

Amount of Claim: \$1,476.03.

CLAIM NO. 84-1524 (Rescheduled)

Jace Joseph Duet, of Bob Jace, Inc., Galliano, LA, while trawling on the vessel, "Bob Jace," in the Gulf of Mexico, south of Barataria Pass, at approximate LORAN-C readings of 28,526.2 and 46,838.7, Jefferson Parish, encountered an unidentified submerged obstruction on May 1, 1984, at approximately 11:30 a.m., causing the loss of his 60 foot trawl.

Amount of Claim: \$1,223.35.

CLAIM NO. 84-1537

Benton Pitre, of Cut Off, LA., while trawling on the vessel, "Lady Linda," in the Gulf of Mexico east of Southwest pass, at LORAN-C readings of 27,375.0 and 46,936.3, Iberia Parish, encountered an unidentified submerged obstruction on May 16, 1984, at approximately 12:10 p.m., causing the loss of his 52 foot trawl and tickler chain.

Amount of Claim: \$822.55.

CLAIM NO. 84-1547

Calvin A. Cheramie, of Galliano, LA, while trawling on the vessel, "Mr. Fox," in Weeks Bay north of Pelican Point, Iberia Parish, encountered an unidentified submerged obstruction on May 21, 1984, at approximately 8:45 a.m., causing the loss of his 50 foot trawl and related gear.

Amount of Claim: \$1,108.84.

CLAIM NO. 84-1557

Webb Cheramie, Jr., of Grand Isle, LA, while trawling on the vessel, "Master Wayne," in the Gulf of Mexico south of Caminada Pass, at approximate LORAN-C readings of 28,482.0 and 46,848.7, Jefferson Parish, encountered an unidentified submerged obstruction on May 27, 1984 at approximately 10 a.m., causing the loss of his 70 foot trawl.

Amount of Claim: \$1,367.06.

CLAIM NO. 84-1561

Terry Perez, of Cut Off, LA, while trawling on the vessel, "Capt. Josh," in the Gulf of Mexico southeast of Barataria Pass, at LORAN-C readings of 28,564.3 and 46,861.8, Jefferson Parish, encountered an unidentified submerged obstruction on May 21, 1984, at approximately 2:30 p.m., causing damage to his trawl.

Amount of Claim: \$126.40.

CLAIM NO. 84-1572 (Rescheduled)

Jimmie Troups, of Galliano, LA, while trawling on the vessel, "Lady Joanne," in Breton Sound, north of Baptist

Collette Bayou, at approximate LORAN-C readings of 28,978.4 and 46,902.5, Plaquemines Parish, encountered a submerged barge on June 1, 1984, at approximately 8:30 p.m., causing damage to his vessel and two trawls.

Amount of Claim: \$3,042.50.

CLAIM NO. 84-1575

Raymond A. Hebert, of Houma, LA, while trawling on the vessel, "La Belle Cherie," in the Gulf of Mexico, southwest of Locust Bayou, at LORAN-C readings of 27,731.2 and 46,886.7, Terrebonne Parish, encountered a submerged section of pipe on June 3, 1984, at approximately 10 a.m., causing loss of his trawl.

Amount of Claim: \$732.50.

CLAIM NO. 84-1598

Harry Cheramie, Sr., of Grand Isle, LA, while trawling on the vessel, "Ace of Trade," in the Gulf of Mexico, south of Grand Isle, at LORAN-C readings of 28,503.7 and 46,852.4, Jefferson Parish, encountered an unidentified submerged obstruction on May 17, 1984, at approximately 10 a.m., causing the loss of his trawl.

Amount of Claim: \$556.47.

CLAIM NO. 84-1622

Mervin Ledet, Jr., of Rudy Joe, Inc., Lockport, LA, while trawling on the vessel, "Rudy Joe," in the Gulf of Mexico south of Barataria Pass, at approximate LORAN-C readings of 28,561.3 and 46,863.8, Jefferson Parish, encountered a submerged pontoon on June 2, 1984, at approximately 4 p.m., causing damage to his trawl.

Amount of Claim: \$213.70.

CLAIM NO. 84-1643

Livia Crosby, of Golden Meadow, LA, while trawling on the vessel, "Baby Sunday," in Belle Pass, below Martin's Fuel Dock, on the west bank, Lafourche Parish, encountered an unidentified submerged obstruction on June 19, 1984, at approximately 11 a.m., causing the loss of his 35 foot trawl.

Amount of Claim: \$486.87.

Tuesday, September 18, 1984, at 10:30 a.m., in the Delcambre Town Hall:

CLAIM NO. 83-1292 (Rescheduled)

Terry Barrilleaux, of Charenton, LA, while trawling on the vessel, "Yogi," in West Cote Blanche Bay, exact location unknown, Iberia Parish, encountered a submerged pipe flow line on October 12, 1983, at approximately 5:30 p.m., causing the loss of his 50 foot trawl and boards.

Amount of Claim: \$1,894.30.

CLAIM NO. 83-1353 (Rescheduled)

John J. Mialjevich, of Delcambre, LA, while trawling on the vessel, "Tee John," in the Gulf of Mexico west of Southwest Pass, at LORAN-C readings of 27,359.2 and 46,946.2, Vermilion Parish, encountered an unidentified submerged obstruction on November 14, 1983, at approximately 10 a.m., causing the loss of his 40 foot trawl.

Amount of Claim: \$584.89.

CLAIM NO. 84-1463 (Rescheduled)

Phillip A. Cantrelle and Allen Wiseman, of Lake Arthur and Harvey, LA, while trawling on the vessel, "Forty Love," in the Gulf of Mexico, at LORAN-C readings of 28,295.8 and 46,818.9, Lafourche Parish, encountered a submerged piece of steel on February 19, 1984, at approximately 3:30 p.m., causing loss of their 47 foot trawl and related gear.

Amount of Claim: \$1,402.62.

CLAIM NO. 84-1521

Clarence Dyson, Jr., of Cameron, LA, while trawling on the vessel, "Charlotte M," in the Gulf of Mexico, east of Calcasieu Pass, at approximate LORAN-C readings of



26,686.0 and 46,976.0, Cameron Parish, encountered an unidentified submerged obstruction on April 2, 1984, at approximately 2 p.m., causing loss of his 50 foot trawl.  
Amount of Claim: \$800.

**CLAIM NO. 84-1567**

Wildress J. Viator, Sr. of New Iberia, LA, while trawling on the vessel, "Miss Rhonda," in the Gulf of Mexico, east of Southwest Pass, at approximate LORAN-C readings of 27,405.0 and 46,933.8, Iberia parish, encountered an unidentified submerged obstruction on May 17, 1984, at approximately 6 a.m., causing damage to his vessel and loss of his try net.

Amount of Claim: \$2,535.69.

**CLAIM NO. 84-1568**

Wildress J. Viator, Sr., of New Iberia, LA, while trawling on the vessel, "Miss Rhonda," in Vermilion Bay, south of Avery Canal, Iberia Parish, encountered a submerged log or tree on June 3, 1984, at approximately 2 p.m., causing loss of his 46 foot trawl and doors.

Amount of Claim: \$1,290.99.

**CLAIM NO. 84-1589**

Ray A. Bourque, Sr., of Erath, LA, while trawling on the vessel, "Capt. René," in the Gulf of Mexico, 8 miles west of the White Table, Vermilion Parish, encountered an unidentified submerged obstruction on May 31, 1984, at approximately 3 p.m., causing loss of his trawl and doors.

Amount of Claim: \$1,577.48.

**CLAIM NO. 84-1590**

Timothy Schouest, of New Iberia, LA, while trawling on the vessel, "Master Timothy, Jr.," in Breton Sound, north of Bird Island, at LORAN-C readings of 28,978.7 and 46,902.8, Plaquemines parish, encountered a submerged barge on May 27, 1984, at approximately 10:30 p.m., causing loss of his trawls.

Amount of Claim: \$1,900.

**CLAIM NO. 84-1603 (Rescheduled)**

Louis Boullion, of Cameron, LA, while trawling on the vessel, "The Beak," in Calcasieu Lake, east of Long Point, Cameron Parish, encountered an unidentified submerged obstruction on June 5, 1984, at approximately 9 a.m., causing loss of his 50 foot trawl and tickler chain.

Amount of Claim: \$773.24.

**CLAIM NO. 84-1616**

Alfred Boudreaux, of Delcambre, LA, while trawling on the vessel, "Lil Fredia," in the Gulf of Mexico, east of Beach Prong, at LORAN-C readings of 26,908.3 and 46,966.5, Cameron Parish, encountered an unidentified submerged obstruction on June 6, 1984, at approximately 8 a.m., causing loss of his trawl and doors.

Amount of Claim: \$1,914.17.

**CLAIM NO. 84-1663**

Merlin Arceneaux, of Cameron, LA, while trawling on the vessel, "Gator Man," in Calcasieu Lake, east of Long Point, Cameron Parish, encountered an unidentified submerged obstruction on June 17, 1984, at approximately 11 a.m., causing damage to his 48 foot trawl.

Amount of Claim: \$500.

**CLAIM NO. 84-1664**

Merlin Arceneaux, of Cameron, LA, while trawling on the vessel, "Gator Man," in Calcasieu Lake, northeast of Calcasieu pass, Cameron Parish, encountered an unidentified submerged obstruction on June 25, 1984, at approximately 3 p.m., causing damage to his trawl.

Amount of Claim: \$235.

Any written objections to these claims must be received by

the close of business on September 4, 1984. Any person may submit evidence or make objections in person at the hearings. Written comments must be mailed to: William C. Huls, Secretary, Department of Natural Resources, Box 44124, Capitol Station, Baton Rouge, LA 70804.

William C. Huls  
Secretary

**POTPOURRI**

**Department of Natural Resources  
Office of Conservation  
Injection and Mining Division**

**DOCKET NUMBER UIC 84-20**

In accordance with the laws of the State of Louisiana, and with particular reference to the provisions of LRS 30:4, notice is hereby given that the Commissioner of Conservation will conduct a public hearing at 11 a.m., Tuesday, October 2, 1984 in the Lafourche Parish Council Meeting Room of the Old Courthouse Building at the corner of West Third and Green Street, Thibodaux, LA.

At such hearing the Commissioner of Conservation or his designated representative will hear testimony relative to the application of N.L. Baroid, Box 1675, Houston, Texas 77001. The applicant intends to operate a commercial nonhazardous oilfield waste treatment facility in Section 14, Township 23 South, Range 22 East, Lafourche Parish, LA.

Prior to authorizing the use of this facility for treatment of nonhazardous oilfield waste, the Commissioner of Conservation must find that the applicant has met all the requirements of State-wide Order No. 29-B (August 1, 1943, as amended).

The application is available for inspection by notifying Carroll D. Wascom, Office of Conservation, Injection and Mining Division, Room 228 of the Natural Resources Building, 625 North Fourth St., Baton Rouge, LA.

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 4:45 p.m., October 9, 1984, at the Baton Rouge Office. Comments should be directed to: Commissioner of Conservation, Box 44275, Baton Rouge, LA 70804-4275, Re: Docket No. UIC 84-20, Commercial Treatment Facility, Lafourche Parish.

Herbert W. Thompson  
Commissioner of Conservation

# Errata

**ERRATA**

**Department of Labor  
Office of Labor**

On page 546 of the July 20, 1984 issue of the *Louisiana Register*, under the heading "RULE, Department of Labor, Office of Labor," the wording in the first sentence reads:

"The following is a list of proposed additions and amendments to the State Job Training and Partnership Act Rules and Regulations."

The word "proposed" should have been "final" so that the first sentence would read:

“The following is a list of final additions and amendments to the State Job Training and Partnership Act Rules and Regulations.”

A corrected version of this rule appears in the RULE section of this issue.

Johnny L. Hodges  
Assistant Secretary

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