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STATE OF LOUISIANA
EXECUTIVE DEPARTMENT

EXECUTIVE ORDER NO. 82

(Editor's Note: Publication of the following material is not required by the Administrative Procedures Act. It is presented here solely for informational purposes.)

Louisiana Oil and Gas
Park and Museum Authority

WHEREAS, The State of Louisiana is one of the foremost producers of oil and gas in the nation; and

WHEREAS, the oil and gas industry is an important factor in our economy, in our social and environmental well-being, and in our heritage; and

WHEREAS, the history and operation of the oil and gas industry are of interest to the citizens of this State and to the visitors to Louisiana from other states and foreign countries; and

WHEREAS, there is need for an educational and entertaining exhibit of this industry in a location historically important to this industry in the State; and

WHEREAS, the Police Jury of the Parish of Jefferson Davis has created a district for recreational purposes, and for purposes of preservation and development of recreational facilities, historic sites and tourist attractions under Louisiana Revised Statutes Title 33:4562-4566, and 33:4571-4573, as amended by Acts 1972, No. 110, which district shall be known as The Louisiana Oil and Gas Park and Museum Authority; and

WHEREAS, the City of Jennings, by resolution dated May 9, 1973, properly executed, has agreed to the inclusion of the City of Jennings in the district created; and

WHEREAS, the Authority has determined that the official site for the Louisiana Oil and Gas Park and Museum will be located in Jennings, Louisiana; and

WHEREAS, Jennings is an appropriate site for the park and museum since the oil and gas industry in Louisiana traces its beginning to Scott Heywood's well on Jules Clements' rice field in September 1901; and

WHEREAS, the State Mineral Board, by resolution

dated February 12, 1975, has endorsed this project and stressed its importance as a means of telling the story of Louisiana's contribution to the Nation's energy supply historically, and during the present energy crisis.

NOW, THEREFORE, in order to promote and assist the implementation of this project by the Authority,

I, EDWIN EDWARDS, by virtue of the authority vested in me as Governor of the State of Louisiana, pursuant to the Constitution and applicable statutes of the State of Louisiana, do order as follows:

The Louisiana Oil and Gas Park and Museum Authority is hereby designated as the official State agency to receive, administer and disburse funds from private, State, Federal and other sources for the establishment and operation of an Oil and Gas Park and Museum to illustrate the historic development and preservation of the oil and gas industry in Louisiana.

IN WITNESS WHEREOF, I have hereunto set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this the 17th day of March, A.D., 1975.

EDWIN EDWARDS

Governor of Louisiana

EXECUTIVE ORDER NO. 83

Exempts Superintendent of Education
from Act 705

WHEREAS, the State Superintendent of Public Education is charged under State and Federal law with responsibility for the provision of educational programs of instruction and training for all citizens of this State, including Louisiana's adult disadvantaged, unemployed, and underemployed citizens; and

WHEREAS, there is an urgent need to provide such training and instruction for such citizens in the most expeditious manner possible in order to reduce the current high rate of unemployment prevalent throughout the State; and

WHEREAS, many such training programs are supported in whole or in part with Federal funds which are contingent upon the immediate and timely provision of such training and instruction programs; and

WHEREAS, the requirements for lengthy advertisement prior to the lease of facilities set forth in R.S. 39:193, as amended by Act 705 of 1974, and Fiscal Policy and Procedure Memorandum No. 55, dated July 31, 1974, result in untimely delay in the provision of such programs of training and instruction;

NOW, THEREFORE, I, EDWIN EDWARDS, Governor of the State of Louisiana, by the power and authority vested in me by the Constitution and laws of Louisiana, and specifically by the authority enumerated in R.S. 39:193D(7), as amended by Act 705 of 1974, do hereby issue this my Executive Order excluding the State Superintendent of Public Education from compliance with the requirements for advertisement prior to the execution of leases as set forth in R.S. 39:193 and Fiscal Policy and Procedure Memorandum No. 55 and do hereby declare that the State Superintendent of Public Education shall have the authority to enter into lease agreements to secure facilities for any instructional purposes without regard to the requirements for advertisement prior to the execution of such leases as set forth in R.S. 39:193 and Fiscal Policy and Procedure Memorandum No. 55.

IN WITNESS WHEREOF, I have hereunto set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this the 2nd day of April, A.D., 1975.

EDWIN EDWARDS
Governor of Louisiana

EXECUTIVE ORDER NO. 84

Louisiana Trails Advisory Council

WHEREAS, Executive Order No. 68 established the Louisiana Trails Advisory Council, and

WHEREAS, the Louisiana Trails Advisory Council has generated local and statewide interest in the development of a Louisiana Trails System, and

WHEREAS, model trails are being planned for construction in each of the eight regional task force areas to meet local need and to effectively utilize offers of assistance from local groups and individuals, and

WHEREAS, seed funds to permit the utilization of these offers of assistance are required and have been provided,

NOW, THEREFORE, in order to promote and assist in the development of model and other recreational and historical trails throughout the State,

I, EDWIN W. EDWARDS, by virtue of the authority vested in me as Governor of the State of Louisiana, pursuant to the Constitution, and applicable statutes of the State of Louisiana, do order as follows:

The State Coordinator, on behalf of the Louisiana Trails Advisory Council, may request and accept funds, grants, contributions, or donations in cash, property or in kind for the purposes of Executive Order No. 68 from Federal, State, local governmental sources, or from other sources, and may disburse such funds for the planning, establishment or construction of model—and other trails in each regional task force area and for other necessary expenses incurred as a result thereof.

IN WITNESS WHEREOF, I have hereunto set my hand officially and caused to be affixed the Great Seal of the State of Louisiana, at the Capitol, in the City of Baton Rouge, on this, the 7th day of April, A.D., 1975.

EDWIN EDWARDS
Governor of Louisiana

POLICY AND PROCEDURE MEMORANDUM NO. 49

Subject: Travel Regulations

Effective Date: November 1, 1972

(Editor's Note: Policy and Procedure Memorandum No. 49 published in Volume 1, Number 2, Louisiana Register, p. 127, was amended on November 9, 1972, to read as follows. This amendment deletes the exception for continuous travel of ten hours and changes the eligibility times for meal reimbursements according to this schedule: breakfast between the hours of 6:00 a.m. and 10:00 a.m. (formerly 9:00 a.m.); lunch between 10:00 a.m. and 3:00 p.m. (formerly 2:00 p.m.); and dinner between 3:00 p.m. and 7:30 p.m. (formerly 4:00 p.m. and 8:00 p.m.).

B. Lodging and Meals—In-State Travel—For purposes of reimbursement, the following rates will apply:

1. Meals Only (including tips): Employees, while on in-state travel, may be allowed up to the following amounts for meals:

Breakfast	\$1.75
Lunch	2.25
Dinner	<u>4.00</u>
	\$8.00

2. Employees may be reimbursed for meals on an actual expenditure basis not to exceed the limits set forth below:

\$1.75 Breakfast—when travel begins before 6:00 a.m. and extends beyond 10:00 a.m.

\$2.25 Lunch—when travel begins before 10:00 a.m. and extends beyond 3:00 p.m.

\$4.00 Dinner—when travel begins before 3:00 p.m. and extends beyond 7:30 p.m.

5. A quorum shall consist of a majority of the members, as per Executive Order No. 76.
6. A majority of members present shall be required to pass a motion, as per Executive Order No. 76.
7. Except as may be noted above, business will be conducted under Roberts Rules of Order. The Chairman or presiding officer may not make a motion but may vote.

Policy Statement

1. All applicants for State work will be judged on the basis of their qualifications. Architectural commissions will be distributed as equitably as possible, consistent with the best interest of the public.
2. Applications may be made by individual architects, partnerships, corporations, or joint ventures. Applicants must be in business in one of the above capacities as an established architectural firm.
3. Applications shall generally be made in two parts: (a) GSA Form 254—Firm qualification and performance data, (b) GSA Form 255—Specific job application. No additional information may be submitted unless requested by the Board. (Note: Until GSA Forms 254/255 are available, the current GSA Form shall be used.) Personal interviews will be conducted only at the Board's request.

LOUISIANA ARCHITECTS SELECTION BOARD

The following is a statement of the organization of this Board, its policies and procedures to be used in the selection of architects for State building projects exceeding \$100,000.00 in cost, in accordance with the provisions of Executive Order No. 76, issued by Governor Edwin Edwards, November 15, 1974.

Organization

1. The composition of the Board shall be as described by Executive Order No. 76: three members elected by Louisiana Architects Association, and two members appointed by the Governor.
2. The officers of the Board shall be: Chairman, Vice Chairman, and Secretary-Treasurer. They shall be elected for a term of six (6) months.
3. An Executive Secretary shall be provided the Board by the Division of Administration, whose duties shall include conducting the clerical business of the Board, advertising proposed projects, maintaining minutes of the meetings and records, and answering correspondence.
4. Meeting dates will be established in advance and will convene at 10:00 a.m.
4. The Board may, at its option, conduct architectural competitions in accordance with nationally accepted professional standards.
5. The Board may, at its option, request the Division of Administration to provide special consultants to the Board for specific projects.
6. It shall be the policy of this Board to guarantee equal employment opportunity for all in the selection of architects for State building projects.
7. All meetings of the Board will be open to the public and all voting will be done in public.

Operational Procedures

Below is a guideline of the general procedure which should be followed for capital improvements in the State of Louisiana where architectural services would be required:

1. Origin of need by:
 - A. Governor's office
 - B. Legislature
 - C. Agency

2. Preparation of program by:
 - A. Agency
 - (1) In-house
 - (2) Hired programmers
 - B. Others

3. Budget prepared by:
 - A. Facility Planning and Control Department from:
 - (1) Governor in-put
 - (2) Legislature in-put
 - (3) Agency in-put
 - (4) Grants and matching funds
 - (5) Hired programmers
 - (6) Others

4. Preparation of advertisement by Facility Planning and Control Department in the Official State Journal, the Daily Journal of Commerce, and a major newspaper in the region, listing:
 - A. Description of project
 - B. Budget
 - C. Fee
 - D. Time schedule
 - E. Any special architectural requirements
 - F. Any special submittal requirements, if requested

5. Application for architectural work subject to review by:
 - A. Facility Planning and Control Department for:
 - (1) Insurance requirements
 - (2) Past performance
 - B. LAS Board members prior to meeting

6. LAS Board assembled will:
 - A. Request additional information, if required
 - B. Request consultants, if required
 - C. Establish a criteria for evaluation, if needed
 - D. Select an architect
 - E. Make a public announcement of selection

7. Performance report by Facility Planning and Control Department for:
 - A. Board review
 - B. Records

The above policies and procedures were adopted by the Louisiana Architects Selection Board on April 10, 1975.

William R. Brockway
Chairman

DEPARTMENT OF CIVIL SERVICE

Amendment to the Civil Service Rules

On April 1, 1975, following a public hearing, the State Civil Service Commission adopted the following changes to the Civil Service Rules:

Chapter 4:

Amend and reenact Rule 4.1 to read as follows:

4.1 Classified and Unclassified Positions.

- (d) 1. The Director, upon submission by an employing agency of justification deemed adequate by him, may add to the unclassified service positions involving duty assignments which are seasonal, temporary, intermittent, or part-time.
2. The Commission, upon submission of adequate justification by the employing agencies and upon considering the recommendations of the Director, may add positions to the unclassified service and may, revoke any position added to the unclassified service under the provisions of this Subsection.
3. The Director may not revoke any position added to the unclassified service by the Commission, but may revoke those positions added by him.
4. The Director shall report to the Commission at its next regularly scheduled meeting each action taken by him under the provisions of Subsections (d) 1 and (d) 3 of this Rule, and unless such action is ratified at such meeting or at a subsequent one, it shall terminate.

Harold E. Forbes
Director of Civil Service

STATE OF LOUISIANA
DEPARTMENT OF CONSERVATION
BATON ROUGE, LOUISIANA

Production Incentive Payments
Order No. 1

Statewide Order adopting rules and regulations for
Production Incentive Payments.

Pursuant to power delegated under the laws of the State of Louisiana, and particularly LSA-R.S. 30:701, et seq., and LSA-R.S. 49:951, et seq., and after a hearing held under Docket No. 75-1 in Baton Rouge, Louisiana on March 12, 1975, following notice by mail in accordance with rules of the Commissioner of Conservation and publication of Notice of Hearing not less than twenty (20) days prior to said hearing in the official journal of the State of Louisiana, The State Times at Baton Rouge, Louisiana, and the Louisiana Register, the following rules and regulations are promulgated by the Commissioner of Conservation as being reasonably necessary to encourage exploration, production, processing, and refining efforts to obtain maximum production of oil, intrastate gas, and other hydrocarbons, and to otherwise carry out the provisions of the laws of this State. These rules and regulations shall govern the making of production incentive payments on barrels, as hereinafter defined, produced in the State of Louisiana.

Definitions

Unless the context otherwise requires, the words defined in this section shall have the following meaning when found in this Order:

1. "The Commissioner" shall mean the Commissioner of Conservation of the State of Louisiana.

2. "Production Incentive Fund" shall mean the fund established by the Commissioner with the monies legislatively allocated to the Commissioner for the purpose of making production incentive payments and administering the provisions of LSA-R.S. 30:701, et seq.

3. "Production Incentive Payments" shall mean those payments from the production incentive fund which are to be made pursuant to the provisions hereof in order to encourage exploration, production, processing, and refining of oil, intrastate gas, and other hydrocarbons.

4. "Barrel" for the purpose of administering this Order shall mean, 42 U.S. gallons of crude petroleum oil and condensate regardless of gravity, which are produced at the well head in liquid form or separated by ordinary lease production facilities and methods, or allocated to a

lease when separated at some other point, and shall mean the actual number of barrels received by or credited to an owner or royalty owner for his own account.

5. "Gross Value" shall mean the total market value of the barrels when produced and first sold, including severance and other taxes placed thereon.

6. "Owner" shall mean the person who has the right to drill into and to produce from a pool and to appropriate the production therefrom either for himself or for others.

7. "Royalty Owner" shall mean any person, other than an owner, who is entitled to share in the production from a pool, and shall include an overriding royalty interest owner.

8. "Application" shall mean the application made by an owner or royalty owner to qualify for production incentive payments hereunder.

9. "Applicant" shall mean an owner or royalty owner who makes application for production incentive payments hereunder.

Findings

The Commissioner of Conservation finds as follows:

1. That the following rules and regulations are considered reasonably necessary to carry out the legislative mandate to the Commissioner evidenced by LSA-R.S. 30:701, et seq.

2. That to the maximum extent practicable, the following rules and regulations should encourage exploration, production, processing, and refining efforts so as to attain maximum production or extraction of oil, intrastate natural gas and other hydrocarbons.

3. That the rules and regulations hereinafter adopted should provide a reasonably accurate and feasible method for qualification for and payment of production incentive payments.

Order

Now, therefore, it is ordered that:

1. Commencing with the calendar year beginning January 1, 1974, the Commissioner shall establish a production incentive fund with the monies allocated for that purpose and production incentive payments from such fund shall be made annually to owners and royalty

owners who qualify by making application therefor in accordance with the provisions hereof.

2. The production incentive payment to each such applicant shall be equal to 7½% of the gross value received by such applicant as owner or royalty owner on a set number of barrels per day (with both gross value and number of barrels averaged for the calendar year), such set number of barrels to be determined by the Commissioner (consistent with the available monies in the production incentive fund) after receipt and review of all applications made hereunder, but not to exceed a maximum of 750 barrels per day for any owner or royalty owner.

3. Any owner or royalty owner who desires to qualify for production incentive payments to be made hereunder shall, on or before June 15 of the calendar year following the year for which the then current fund is available, apply for the same by mailing to the Commissioner an application on the form prepared for that purpose; and such form may be obtained from the Commissioner and shall be completed in accordance with the instructions attached thereto; a person who is both an owner and a royalty owner may apply in both categories, but the combined barrels in the two categories cannot exceed the maximum set. Any such application shall be considered as a single application.

4. As soon as practicable after receipt and review and audit, if necessary, of such applications, the Commissioner shall decide on the set number of daily barrels to be used in determining the production incentive payments to be made, shall calculate such payments, and shall remit to the qualified applicants the production incentive payments due and payable hereunder.

5. The Commissioner shall have the right to verify the information set forth in any application with the owner or owners making or receiving payments, and with the Collector of Revenue of the State of Louisiana.

6. The criminal and civil penalties provided for in LSA-R.S. 30:544 shall apply to any false entries or statements made in any application and any other violation of this order.

7. In order to qualify for the production incentive payment, an owner or royalty owner must file a completed and signed application with the Commissioner of Conservation, through the United States Mail, on or before June 15 of the calendar year following the year for which the then current fund is available.

No delay or extension shall be granted for filing any application.

This Order shall be effective on and after May 21, 1975.

R. T. Sutton
Commissioner of Conservation

LOUISIANA STATE BOARD OF EDUCATION

(Editor's Note: The following new statement of policy relative to residence requirements at vocational-technical institutions under the jurisdiction of the State Board of Education was adopted by the Board on March 21, 1975.)

5.03.31 Policy Regarding Non-Residents

State operated trade and vocational-technical schools are to charge a tuition fee of thirty dollars (\$30.00) per month to out-of-state students enrolled in the schools. If the prospective student is twenty-three (23) years old or younger, the residence of his parents or guardian will determine whether he is a resident or non-resident student; if he is over twenty-three (23) years of age, he must have been a resident of Louisiana for 12 months to be considered a resident student. State operated trade and vocational-technical schools are not to charge this fee to permanent employees of Louisiana industry who are taking night or extension courses.

(Editor's Note: The following new certification requirements for teachers of business and office education and distributive education were adopted by the State Board of Education on March 21, 1975.)

I. Changes in certification requirements for teachers of business and office education on pages 16-17 in Revised (1971) Bulletin 746.

A. Business Education (General)

- (1) A minimum of 36 semester hours distributed in the following areas:

Typewriting—six semester hours
or equivalent based on proficiency
Shorthand—nine semester hours
or equivalent based on proficiency
Accounting—nine semester hours
or equivalent based on proficiency

Data Processing—three semester hours
Related courses in business and economics
which are essential to a well-rounded foun-
dation—nine semester hours

- (2) To teach all business subjects except short-
hand, 27 semester hours as distributed
above except that shorthand is not in-
cluded.
- (3) To teach all business subjects except ac-
counting, 27 semester hours as distributed
above except that accounting is not in-
cluded.
- (4) To teach all business subjects except data
processing, 33 semester hours as distributed
above except that data processing is not
included.

B. Business and Office Education (Vocational)

Above curriculum plus three semester hours of
vocational business and office education, prin-
ciples, and/or philosophy of vocational educa-
tion.

A minimum of 2,000 hours (one year) of
employment in business and office occupations
approved by the Bureau of Vocational Educa-
tion, State Department of Education. Partial
fulfillment of this work experience may be met
through completion of a practicum for credit
(supervised work experience) offered by the
institution concerned. Two hours will be al-
lowed for each hour of supervised work experi-
ence.

**C. Business and Office Education (Cooperative
Office Education)**

Above curriculum in (A) and (B) plus three
semester hours of cooperative office education
(methods and/or techniques of teaching cooper-
ative office education).

**II. Changes in certification requirements for teachers of
distributive education on pages 16-17 in revised
(1971) Bulletin 746.**

A. Distributive Education

- (1) Technical courses in marketing, merchandis-
ing, and management, 24 semester hours.
The 24 semester hours may be distributed
among technical areas such as: accounting

principles (not more than three hours),
business law (not more than three hours),
marketing, merchandising, and manage-
ment.

- (2) Professional distributive education, five
semester hours. All applicants seeking certi-
fication in distributive education shall com-
plete five semester hours from areas such
as: materials and methods of instruction in
distributive education, organization and ad-
ministration of distributive education pro-
grams, improvement of instruction, curri-
culum planning, history and philosophy of
vocational education, problems of a coordi-
nator.

- * (3) A minimum of 2,000 (one year) of work
experience in distributive occupations ap-
proved by the Bureau of Vocational Educa-
tion, State Department of Education. Par-
tial fulfillment of this work experience may
be met through a practicum for credit
(supervised work experience) offered by the
institution concerned. Two hours will be
allowed for each hour of supervised work
experience.

*Work experience is required for vocational
certification.

Louisiana State Board of Education
Dr. Earl Ingram, Director

**LOUISIANA HIGHER EDUCATION
ASSISTANCE COMMISSION**

Louisiana Student Loan Program

**Amendment to Rule 9
Policies and Procedures**

Rule 9—"Resident of Louisiana" Defined

9c. (Amended) A student who has resided in the State
of Louisiana for at least twelve (12) consecutive months
immediately preceding application for loan. Certification
of voter registration is required when applicable.

9d. (New rule) Others who may be approved by the
Commission based upon documentary evidence to con-
sider waiver of above requirements consistent with
statutory intent.

Adopted at Baton Rouge, Louisiana, on March 19, 1975.

Effective May 15, 1975.

Richard W. Petrie
Executive Director

BOARD OF REGENTS

At its meeting on March 27, 1975, the Board of Regents adopted the following rule:

Rule 1.1

All communications to the Board of Regents, or any committee thereof, from persons having official relations with the Board of Regents, shall be filed in writing with the Commissioner of Higher Education and transmitted by him to the Board of Regents.

Thomas D. James
Chairman

WILDLIFE AND FISHERIES COMMISSION

Fishing Regulations for Calcasieu Lake

At its meeting on March 25, 1975, the Wildlife and Fisheries Commission adopted the following rules and regulations for Calcasieu Lake, in Cameron and Calcasieu Parishes:

1. No net fishing will be allowed within 500 feet of the following areas: the mouths of Grand and Lambert Bayous, the new "washout" south of Lambert Bayou, the old Revetement or old jetties at the south end of Calcasieu Lake, "Nine Mile Cut" and all cuts below Nine Mile along the channel spoil at East Pass in Turner's Bay.
2. Retain the 1,000 foot maximum allowable webbing permitted for each person operating in Calcasieu Lake. Retain the conditions under this resolution whereby nets measuring 1,000 feet must be fished individually and no two or more fishermen can join these nets together in excess of 1,000 feet.
3. Require all strike net fishermen using trout nets to remain with their nets at all times when set out.
4. All staked gill and trammel net webbing fished in Calcasieu Lake, whether set with the intent of catching trout, redfish, gar, or any species of fish,

shall be run daily as prescribed by law at present. When unattended for more than 24 hours and dead, floating fish are found in a net, the net shall be considered in violation of this regulation and confiscated by agents of the Louisiana Wildlife and Fisheries Commission.

5. All webbing regardless of length shall be tagged as prescribed by law. Any net found untagged will be in violation and confiscated by agents of the Louisiana Wildlife and Fisheries Commission.
6. Exempt Calcasieu Lake from Act 215, H.B. 231, concerning legal mesh sizes, allowing salt water mesh requirements as prescribed by law to apply to Calcasieu Lake. These mesh sizes are: seines, not less than 7/8 inch square or 1 3/4 inches stretched; trammel nets, not less than 1 inch square or 2 inches stretched; gill nets, not less than 1 1/2 inches square or 3 inches stretched. Each seine, trammel net, and gill net in use in Calcasieu Lake shall not exceed 1,000 feet in length.

NOTICE OF INTENT

Governor's Consumer Protection Division

The President of the Consumer Protection Advisory Board hereby gives notice of intention to consider and give approval of the following rules and regulations proposed for adoption by the Director of the Governor's Consumer Protection Division at its public meeting on May 16, 1975, at 10:00 a.m. in the Mineral Board Auditorium, State Land and Natural Resources Building, Fourth and North Streets, Baton Rouge, Louisiana 70804.

Any interested person may submit, orally or in writing, his views, arguments, data, or reasons in support of, or in opposition to, this intended approval of the Director's adoption of rules by personally appearing at the above public meeting at the above designated time, day and place and submitting same.

Fannie Godwin
President, Advisory Board

TITLE 3: Unfair Methods of Competition and Unfair or Deceptive Acts or Practices in Trade or Commerce

Chapter II—Unfair and Deceptive Acts or Practices

Section 5007. Deceptive Pricing