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Executive Orders

EXECUTIVE ORDER NO. EWE-77-6

WHEREAS, the State of Louisiana has a significant number of minority vendors whose products and/or services are needed and the State stands to benefit if these entrepreneurs are matched with agencies in State government; and

WHEREAS, maximum utilization of minority vendors must be coordinated in order to insure the most benefit and utmost return of the tax dollars of this state and its people; and

WHEREAS, the need exists to establish a central office to coordinate programmatic activities within State government and assume responsibility and control of minority enterprises; and

WHEREAS, the duplication of efforts in monitoring, development, planning, and management of minority enterprise programs is not in the best interest of the people of this state because of excessive cost of operation within the State government; and

WHEREAS, an improved plan of government is being effected that will assist the Governor in improving the quality of life for all segments of the State's population; and

WHEREAS, the magnitude and scope of economic activities of the State places the Governor in a position requiring close liaison between State agencies and minority entrepreneurs; and

WHEREAS, economic development strategies of the immediate future will place a tremendous requirement for cooperation between all governmental entities and minority business persons; and

WHEREAS, in order to maximize the potential which exists between the State government and minority entrepreneurs, a State Office of Minority Business Enterprise should be established.

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

A. 1. The establishment of the Louisiana Office of Minority Business Enterprise, hereinafter called

the "LOMBE," in the Governor's Office of Federal Affairs and Special Projects.

2. That the LOMBE shall be headed by an Executive Director who shall be appointed by the Governor and who shall serve as an executive assistant to the Governor.

3. That the Director shall have the authority to appoint such other personnel as may be necessary to carry out the objectives of this order.

B. The LOMBE, acting through its Executive Director, is fully empowered and directed to:

1. Coordinate the plans, programs, and operations of the State government, as consistent with the law, which may affect or may contribute to the establishment, preservation, and strengthening of minority business enterprises.

2. Promote the full use of the State's resources, along with those of local government, business and trade associations, universities, foundations, professional organizations, and volunteer and other groups towards the growth of minority business enterprises, and facilitate the coordination of the efforts of these groups with those of State departments and agencies.

3. Establish a center for the development, collection, summarization, and dissemination of information that will be helpful to persons and organizations throughout Louisiana in undertaking or promoting the establishment and successful operation of minority business enterprises.

4. Provide financial assistance within constraints of law and appropriations and, according to his discretion, to public and private organizations so that they may render technical and management assistance to minority business enterprises, such as, but not limited to, projects designed to overcome the special problems of minority businesses or otherwise to further the purposes of this order.

C. The Executive Director, as he deems necessary or appropriate to enable him to fulfill better the responsibilities vested in him, may:

1. Develop comprehensive plans and specific program goals with the participation of State departments and agencies as appropriate for the

minority business enterprise program; establish regular performance monitoring and reporting systems to assure that goals are achieved; and evaluate the impact of State support in achieving the objectives established by this order.

2. Request a review of all proposed State training and technical assistance activities in direct support of the minority business enterprise program to assure consistency with program goals and to avoid duplication.
 3. Convene, for purposes of coordination, meetings of the heads of such departments and agencies, or their designees, whose programs and activities may affect or contribute to the purposes of this order.
 4. Convene business leaders, educators, and other representatives of the private sector who are engaged in assisting the development of minority business enterprises or who could contribute to their development, for the purpose of proposing, evaluating, and coordinating governmental and private activities in furtherance of the objectives of this order.
 5. Confer with and advise local officials.
 6. Provide the managerial and organizational framework through which joint or collaborative undertakings with State departments and agencies or private organizations can be planned or implemented.
 7. Recommend appropriate legislative and executive action to promote minority business enterprises.
- D. All State agencies are hereby empowered, authorized, and directed to make available to the LOMBE such reasonable assistance as the LOMBE may request in carrying out the intent and purpose of this order.

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 22nd day of April, A.D., 1977.

EDWIN EDWARDS
Governor of Louisiana

EXECUTIVE ORDER NO. EWE-77-7

WHEREAS, Rockefeller Wildlife Refuge and Game Preserve has a significant effect on natural conservation in the State of Louisiana; and

WHEREAS, this refuge has been nationally recognized as instrumental in the research of wildlife, game, and fishery management; and

WHEREAS, the Rockefeller Refuge has earned a reputation throughout the country as a hunters' and sportsmen's paradise in providing controlled resources in a balanced surrounding; and

WHEREAS, the management of this area requires close liaison with the people of the nearby parishes of Cameron and Vermilion because of the profound effects it has on the area economy and the demonstrated interest and concern of the citizens of the area.

NOW, THEREFORE, I, EDWIN EDWARDS, Governor of the State of Louisiana, do hereby create and establish "The Governor's Advisory Board on the Rockefeller Wildlife Refuge and Game Preserve" in the Department of Wildlife and Fisheries.

The Board shall consist of eleven members, appointed by the Governor, who shall serve for terms of four years; provided, however, that initially three members shall serve for one, two, and three years respectively, and two members shall serve for four years. Vacancies shall be filled for the remainder of the unexpired term of office. The Governor shall designate the member who shall serve as chairman. The Board may elect such other officers as it deems necessary and advisable. The Board shall meet on the call of the Chairman and shall meet at least four times a year. The Board is authorized to hold public hearings on operations and needs of the refuge with adequate prior public notice and shall periodically report to and make written recommendations thereon to the Governor and the Secretary of the Department on findings that will enhance and improve the intents and purposes of the refuge and its effective and economical operation and maintenance.

The Board shall advise and make its recommendations, in writing, to the Governor and the Secretary of the Department of Wildlife and Fisheries on the conservation, management, and production of wildlife, game, and fish in the areas designated as Rockefeller Wildlife and Game Preserve, on the regulations and controls set on the taking of such animal life, on the setting of limits and seasons, on experimentation and research of the fauna of the refuge, and on the professional staffing,

personnel, and enforcement needs for the proper care and supervision of the refuge.

Members of the Board shall not be paid a per diem, but are authorized to be reimbursed for actual and travel expenses in the official discharge of their duties insofar as funds are made available by the Legislature for this purpose.

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 26th day of April, A.D., 1977.

EDWIN EDWARDS
Governor of Louisiana

Rules

RULES

Department of Agriculture Bureau of Entomology and Plant Industry Structural Pest Control Commission

Amendment to Structural Pest Control Rules and Regulations

In accordance with the provisions of Chapter 5, Title 40, Sections 1261-1274 of Revised Statutes of 1950 as amended by Act 512 of 1976, the Structural Pest Control Rules and Regulations are amended as follows:

Change Section I.B 16 to read as follows:

16. "Direct Supervision" of a registered employee shall mean that the application is made by a registered employee acting under the instructions and control of a licensee who is responsible for the actions of that person and who is available if and when needed, even though such licensed operator is not physically present at the time and place of application. The Commission may, under special conditions, by rule require the physical presence of the licensed supervisor.

To Section III. add:

B. Record Keeping

The licensee shall keep and maintain for two years records containing information on kinds, amounts, uses, dates, and places of application of all uses of restricted use pesticides. The licensee must make these records available to officials of the Louisiana Department of Agriculture for inspection at a reasonable time.

To Section VI. add:

- A. No licensee or employee may use any pesticide in a manner inconsistent with the label or labeling.
- B. The application of a restricted use pesticide may be made only by the licensee, or if the label and labeling permit, by a registered employee under the direct supervision of the licensee.
- C. The violation cited in R.S. 40:1266(B) as grounds for revocation or suspension of a license and/or registration certificate shall be grounds for denial of a license under the authority granted the Structural Pest Control Commission to establish rules and regulations governing the issuance of licenses and registration certificates under R.S. 40:1265(B).
- D. In addition to the violations listed in R.S. 40:1266(B) as grounds for revocation or suspension of a license and/or registration certificate, any conviction of a violation or assessment of a civil penalty under the Federal Insecticide, Fungicide, and Rodenticide Act will be grounds for revocation or suspension of that license and/or registration certificate.

Change Section IX.D to read:

- D. The termite control operator shall make at least one inspection before the expiration date of the term of the contract.

What is D. shall be E. and E. shall be F.

The above amendments to the Structural Pest Control Rules and Regulations are adopted in accordance with the provisions of Chapter 5, Title 40, Sections 1261-1274 of Revised Statutes of 1950, as

amended by Act 512 of 1976, and shall become effective on and after May 20, 1977.

Gilbert L. Dozier, Chairman
Structural Pest Control Commission

RULES

**Department of Agriculture
Livestock Sanitary Board**

Regulation 1—Health Requirements Governing Admission of Livestock and Poultry.

Section 2—Cattle

- 2. Brucellosis.
 - (4) Exposed cattle moving into the State will be "S" branded and identified and will be accompanied by V.S. Form 1-27.

* * * *

Section 3—Swine Requirements.

- 2. Hog Cholera Requirements.

- (1) Delete
Exceptions:
 - a.) Delete
 - b.) Delete
- (2) Delete
Exceptions:
 - a.) Delete
 - b.) Delete

* * * *

- 5. Pseudorabies Requirements.

- (1) Swine moving into Louisiana must originate from herds not known to be infected with pseudorabies and are negative to the SN (serum neutralization) test for pseudorabies within thirty days of movement, or;
- (2) Swine moving into Louisiana must originate from herds not known to be infected with pseudorabies and where twenty percent of the herd or ten head, whichever is greater, of sows that have farrowed one or more litters have been tested negative for pseudorabies within ninety days of movement.

- (3) Feeder and/or breeder swine moving on direct

shipment into Louisiana or through a feeder pig sale, livestock auction market, or other concentration point must be accompanied by a health certificate from premise of origin and a statement that the herd of origin meets the requirements of Section 2 (above). Feeder and/or breeder swine not originating from tested herds must be tested negative within thirty days of movement.

* * * *

Section 6—Horses, Mules, and Asses.

- 2. Equine Infectious Anemia.
 - (a) Horses moving into the State of Louisiana for any purpose other than immediate slaughter or research must be accompanied by record of negative test for equine infectious anemia (Coggins test) conducted within the past twelve months. The test must be conducted at an approved laboratory and the case number must appear on the health certificate.

* * * *

Regulation 2—Governing the Admittance of Livestock to Fairs, Livestock Shows, Breeders' Association Sales, Rodeos and Racetracks.

Section 1—General Requirements.

- 2. Exception:
Horses not congregated over night are exempt from being accompanied by a health certificate, but must meet the requirements as stipulated in Section 5, Equine Requirements, Part 5.

* * * *

Section 3—Swine Requirements.

- 3. Hog Cholera.
 - (A) Delete
- 6. Pseudorabies Requirements.
 - (1) Swine moving into Louisiana must originate from herds not known to be infected with pseudorabies and are negative to the SN (serum neutralization) test for pseudorabies within thirty days of movement, or
 - (2) Swine moving into Louisiana must originate

from herds not known to be infected with pseudorabies and where twenty percent of the herd or ten head, whichever is greater, of sows that have farrowed one or more litters have been tested negative for pseudorabies within ninety days of movement.

- (3) Feeder and/or breeder swine moving on direct shipment into Louisiana or through a feeder pig sale, livestock auction market or other concentration point must be accompanied by a health certificate from premise of origin and a statement that the herd of origin meets the requirements of Section 2 (above). Feeder and/or breeder swine not originating from tested herds must be tested negative within thirty days of movement.

* * * *

Section 5. Equine Requirements.

- 4. Horses moving into the State of Louisiana to fairs, livestock shows, breeders' association sales, rodeos, and racetracks must be accompanied by record of negative test for equine infectious anemia (Coggins test) conducted within the past twelve months. The test must be conducted at an approved laboratory and the name of the laboratory and the case number must appear on the health certificate.
- 5. Horses moving within the State to fairs, livestock shows, breeders' association sales, rodeos, and racetracks or other concentration points must be accompanied by record of negative test for equine infectious anemia (Coggins test) conducted within the past twelve months. The test must be conducted at an approved laboratory and the name of the laboratory and the case number must appear on the official record.

Horses reacting to the Coggins test within the State will be identified by regulatory personnel by picture, brand, or tattoo. Positive horses will be rebled upon request, by State employed veterinarians and samples submitted to the laboratory for reconfirmation.

* * * *

Regulation 3—Governing the Operation of Livestock Auction Markets.

Section 6—Duties of an Auction Veterinarian and/or State-Federal Personnel.

- I. The auction veterinarian and/or State-Federal per-

sonnel will determine the age of all cattle tested for brucellosis and sold through livestock auctions and auction market personnel will indicate by paint mark on the hip, as follows:

* * * *

Section 8—Sanitary Requirements.

- A. Delete
- B. After the occurrence of an infectious or contagious disease in a livestock auction market, it must be cleaned and disinfected in an approved manner with an approved disinfectant before livestock will be permitted to enter the establishment for any purpose.
- C. Delete

Section 9—General Livestock Health Requirements.

- B. All brucellosis reactor cattle shall be branded with the letter "B" on the left jaw and all brucellosis exposed cattle shall be identified with a three inch hot brand on the left jaw with the letter "S" and all reactor and exposed cattle shall be separated from other cattle, placed in separate quarantine pens or stalls identified by quarantine sign, and shall be sold to an approved slaughter establishment for immediate slaughter only. Exposed cattle may be sold to State-Federal approved quarantined feed lots.
- D. Livestock purchased for immediate slaughter only and thereby exempted from one or more health requirements of this regulation, cannot be diverted for any purpose. Any person who violates this provision is subject to prosecution. (R.S. 3:2096)

Section 10—Cattle Requirements.

- A. Brucellosis.
 - 2. All cattle that are offered for sale through Louisiana livestock auction markets must be identified by a white, official backtag; those animals two years of age and older shall have this white, official backtag placed immediately behind the shoulder of the animal. The market shall furnish and make immediately available to the Livestock Sanitary Board's official representative, a copy of each check-in slip showing the name and address of each consignor and the official backtag numbers applied to the consignor's livestock.

7. Cattle originating from brucellosis quarantined herds shall be identified by ear tag and branded with a three inch hot "S" brand on the left jaw and accompanied by a properly executed VS Form 1-27. The branding and the issuance of VS Form 1-27 will be completed on the farm of origin prior to movement. The VS Form 1-27 will be delivered to authorized representatives at the auction market. In cases where it is impractical to have the exposed cattle branded on the farm of origin the State Veterinarian can authorize the movement of the cattle to the livestock market and the branding be accomplished at this point.

a. Cattle from nonqualified herds from non-certified areas may be moved to Louisiana markets on a permit. These animals will be "S" branded after arrival at a Louisiana auction market.

b. Cattle from nonqualified herds from non-certified areas and from brucellosis quarantined herds must be sold to approved slaughtering establishments or to an approved quarantined feed lot.

Exceptions:

(1) Steers and spayed heifers over six months of age.

(2) Calves six months of age and under from negative cows may move under permit within ten days after a negative brucellosis test of the dam.

(3) Calves under six months of age that are nursed by brucellosis reactor or exposed cows may move from the quarantined premises under permit provided they have weaned for not less than thirty days immediately preceding movement.

8.

a. Shall be identified with a three inch hot brand on the left jaw with the letter "S" and sold directly to a recognized slaughter establishment for immediate slaughter or to a State-Federal approved quarantined feed lot and shall be accompanied by Form 1-27.

Exceptions:

(2) Calves six months of age and under from negative cows may move under permit within

ten days after a negative brucellosis test of the dam.

Calves under six months of age that are nursed by brucellosis reactor or exposed cows may move from the quarantined premises under permit provided they have been weaned for not less than thirty days immediately preceding movement.

Section 11—Swine Requirements.

A. Hog Cholera Requirements.

1. Delete
7. Delete

B. Pseudorabies Requirements.

1. Swine moving into Louisiana must originate from herds not known to be infected with pseudorabies and are negative to the SN (serum neutralization) test for pseudorabies within thirty days of movement, or
2. Swine moving into Louisiana must originate from herds not known to be infected with pseudorabies and where twenty percent of the herd or ten head, whichever is greater, of sows that have farrowed one or more litters have been tested negative for pseudorabies within ninety days of movement.
3. Feeder and/or breeder swine moving on direct shipment into Louisiana or through a feeder pig sale, livestock auction market or other concentration point must be accompanied by a health certificate from premise of origin and a statement that the herd of origin meets the requirements of Section 2 (above). Feeder and/or breeder swine not originating from tested herds must be tested negative within thirty days of movement.

* * * *

Section 13—Equine Requirements.

- ##### A. All out-of-state horses offered for sale at Louisiana auction markets must be accompanied by record of negative test for equine infectious anemia (Coggins test) conducted within the past twelve months. The test must be conducted at an approved laboratory and the name of the laboratory and the case number must appear on the health certificate.

All Louisiana horses offered for sale at Louisiana

auction markets must be accompanied by record of negative test for equine infectious anemia (Coggins test) conducted by an approved laboratory within twelve months of date of sale.

than thirty days immediately preceding movement.

* * * *

Exceptions:

- a. Horses consigned for immediate slaughter and re-consigned from auction market on VS 1-27 to an approved slaughtering establishment. Such animals shall be branded with the letter "S" on the left shoulder prior to leaving the auction market.

* * * *

Regulation 4—Governing the Sale of Livestock in Louisiana by Livestock Dealers.

Section 2—Cattle Requirements.

1. Brucellosis.

(D) All untested cattle twenty months of age and over for dairy breeds and twenty-four months of age and over for beef breeds as evidenced by the presence of the first pair of permanent incisor teeth, purchased from herds known not to be infected with brucellosis must be tested within twenty-four hours of purchase by an accredited veterinarian. Failure to test within twenty-four hours of assembly will result in all cattle assembled to be considered exposed if brucellosis reactors are found in any of the cattle. In instances where brucellosis reactors are found and the animals have not been assembled for more than twenty-four hours, only the cattle originating from the same herd must be identified as exposed cattle by a three inch hot brand on the left jaw with the letter "S". The reactor and exposed cattle shall be separated from all other cattle and placed in quarantine pens identified as such by conspicuously placed signs.

a.

- 3. Calves six months of age and under from negative cows may move under permit within ten days after a negative brucellosis test of the dam.
- 4. Calves under six months of age that are nursed by brucellosis reactor or exposed cows may move from the quarantined premises under permit provided they have been weaned for not less

Section 4—Equine Requirements.

- A. All out-of-state horses offered for sale for movement in Louisiana by livestock dealers must be accompanied by record of negative test for equine infectious anemia (Coggins test) conducted within the past twelve months. The test must be conducted at an approved laboratory and the name of the laboratory and the case number must appear on the health certificate.
- B. All Louisiana horses offered for sale for movement in Louisiana must be accompanied by record of negative test for equine infectious anemia (Coggins test) conducted at an approved laboratory within twelve months of date of sale, and name of the laboratory and the case number must appear on the official record.

Section 5—Penalty

(Section 4 added, therefore, this section number had to be changed.)

* * * *

Regulation 6—Governing the Sale and Use of Brucella Abortus Antigen.

- 4. Veterinarians conducting brucellosis card agglutination tests, either on a private basis or under the State-Federal Brucellosis Eradication Program, must submit all blood samples and all used cards to the State-Federal Brucellosis Testing Laboratory for confirmation. The samples shall be accompanied by the proper State-Federal forms.

* * * *

Regulation 8—Governing the Sale and Use of Brucella Abortus Vaccine.

- 4. Brucella Abortus vaccine shall be handled as directed on the manufacturers label, and all animals vaccinated shall be given the full 5 cc dose to insure the injection of adequate numbers of live Strain nineteen organisms to produce serviceable protection against brucellosis. Adult female animals shall be given 0.2 ml. administered subcutaneously.
- 5. Dairy type calves from two to six months (60 to 179 days) of age and beef type calves from two to

ten months (60 to 299) days of age are eligible to be vaccinated with Brucella Abortus vaccine.

7. Adult Vaccination is prohibited

Exceptions:

Vaccination of adult female cattle (over 179 days for dairy type cattle and over 299 days for beef type cattle) may be performed on an individual herd plan by State or Federal veterinarians with the approval of the State Veterinarian provided the owner signs the official agreement to comply with the following provisions:

- (a) Test of entire herd and removal of reactors with vaccination completed within ten days following test and removal.
- (b) Identification of all animals vaccinated with a two inch hot "AV" brand on the right jaw and double ear tags using official metal identification ear tag in the right ear and large permanent type in the left ear.
- (c) Animals so vaccinated restricted to authorized premises or moved under permit on VS Form 1-27 to quarantined feed lot, approved slaughtering establishments or sale through approved livestock auction markets for slaughter only.

Exceptions:

- 1. Steers and spayed heifers over six months of age.
 - 2. Calves six months of age and under from negative cows may move under permit within ten days after a negative brucellosis test of the dam.
 - 3. Calves under six months of age that are nursed by brucellosis reactor or exposed cows may move from the quarantined premises under permit provided they have been weaned for not less than thirty days immediately preceding movement.
- (d) Testing of herds with immediate removal of reactors which commences no later than six months following initial adult female vaccination. Testing shall continue at regular intervals until herd is eligible for release from quarantine with a maximum interval of six months between tests.
 - (e) An adult vaccinated herd shall at the end of twenty-four months following the first vaccina-

tion of adults be subject to all Uniform Methods and Rules requirements which apply to a nonadult vaccinated herd.

* * * *

Regulation 16—Governing the Movement of Cattle From Brucellosis Quarantined Herds.

Section 2—Brucellosis Quarantined Herds.

- A. All eligible animals from brucellosis quarantined herds will be "S" branded and identified prior to movement from the quarantined premises. An agent of the Louisiana Livestock Sanitary Board will brand and identify animals prior to movement. In cases where it is impractical to have the exposed cattle branded on the farm of origin the State Veterinarian can authorize the movement of the cattle to the livestock market and the branding be accomplished at this point.
- B. All movements from brucellosis quarantined herds must be accompanied by a VS Form 1-27 listing the individual identification of each animal to be moved. The VS Form 1-27 will be delivered to an authorized representative at destination. These permits will be issued by an agent of the Louisiana Livestock Sanitary Board.
- C. All intrastate and interstate movements from brucellosis quarantined herds are restricted to an approved slaughtering establishment for immediate slaughter, or directly to an approved quarantined feed lot, or to an approved livestock auction market for sale to an approved slaughtering establishment or quarantined feed lot. (Brucellosis reactors must be sold for slaughter only, either directly to an approved slaughtering establishment or through an approved auction market for sale to such establishment.)

Exceptions:

- 1. Steers and spayed heifers over six months of age.
- 2. Calves six months of age and under from negative cows may move under permit within ten days after a negative brucellosis test of the dam.
- 3. Calves under six months of age that are nursed by brucellosis reactor or exposed cows may move from the quarantined premises under permit provided they have been weaned for not less than thirty days immediately preceding movement.