



**State of Louisiana**  
DIVISION OF ADMINISTRATION  
DEPARTMENT OF THE STATE REGISTER

**DAVID C. TREEN**  
GOVERNOR

**MAI ABINGTON**  
DIRECTOR

**E. L. HENRY**  
COMMISSIONER  
OF ADMINISTRATION

January 20, 1984

Dear Subscriber:

We will be moving to the 5th floor of the Capitol Annex at 900 Riverside the week of January 23. Our mailing address will remain the same (P.O. Box 44095, Baton Rouge, Louisiana 70804) as will our central phone. (504) 342-5015.

We are looking forward to seeing you in our new quarters.

Sincerely,

A handwritten signature in cursive script that reads "Mai Abington".

Mai Abington  
Director

MA/ks



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This public document was published at a cost of \$8,468.48. 1,375 copies of this first printing at a cost of \$3,697.40. The total cost of all printing of this document, including reprints is \$8,468.48. This document was published by Baton Rouge Printing Co., Inc., P. O. Box 97, Baton Rouge, La. as a service to the state agencies in keeping them cognizant of the new rules and regulations under the authority of R.S. 49:951-968. This material was printed in accordance with the standards for printing by state agencies established pursuant to R.S. 43:31. Printing of this material was purchased in accordance with the provisions of Title 43 of the Louisiana Revised Statutes.

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# Executive Orders

## 1983-84 Budget Reductions

	Amount	%
Executive	\$ 1,988,087	3.2%
Judiciary	172,573	1.6%
Agriculture	255,922	2.0%
Justice	138,692	2.0%
Insurance	73,699	4.0%
Elections	148,637	2.0%
Lt. Governor	12,804	*
State	495,523**	10.0%
Treasury	32,797	2.0%
Public Service		
Commission	26,764	1.0%
Commerce	298,623	2.5%
Culture, Recreation & Tourism	504,787	2.8%
DOTD	2,733,945	1.3%
Public Safety	1,308,591	1.7%
DHHR	7,788,750	1.04%
Corrections	-0-	-0-
Natural Resources	779,341	2.4%
Revenue	294,000	1.0%
Labor	75,349	5.8%
DUCA	303,497	7.6%
Civil Service	119,009	1.9%
Dept. of Education	1,693,824	1.02%
Minimum Foundation	9,799,843	1.0%
Other Education	430,113	1.9%
Higher Education	9,017,632	1.8%
Vo-Tech	558,312	1.0%
Parish Revenue		
Equalization	59,478	10.0%
Supp. Revenue		
Sharing	950,092	10.0%
Parish Transp. Fund	4,793,350	10.0%
Jury Commission	7,266	3.0%
<b>TOTAL</b>	<b>\$44,861,300</b>	

\* Equates to 3% of budget plus amount approved by I.E.B.  
 \*\* Includes \$240,000 in printing costs for Presidential Primary

NOTE: Tobacco Tax distribution to municipalities is not reduced.

### EXECUTIVE ORDER NO. DCT 83-27

WHEREAS, it appears necessary that Executive Order No. 83-1 be amended to authorize additional time than that set forth in the original order for the Governor's Task Force on Environmental Health to complete its work and report to the Governor.

NOW, THEREFORE, I, DAVID C. TREEN, Governor of the State of Louisiana, by virtue of the authority vested in me as Governor, pursuant to the Constitution and applicable statutes of the State of Louisiana, do hereby amend Executive Order No. 83-1 to extend the date on which a report is to be filed until February 15, 1984. In all other respects the Executive Order remains unchanged.

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 15th day of December, A.D., 1983.

David C. Treen  
 Governor of Louisiana

### EXECUTIVE ORDER NO. DCT 83-28

WHEREAS, Executive Order 83-26 was issued November 23, 1983, directing that budget reductions be effective December 16, 1983; and

WHEREAS, prior to the effective date of the reductions, the Legislature of Louisiana in Extraordinary Session has provided additional potential revenues to the state; and

WHEREAS, the additional revenues provided are not sufficient to eliminate the need for all budget reductions, the Legislature having indicated its desire to combine increasing revenues with continued, but lesser, reductions;

NOW, THEREFORE, I, DAVID C. TREEN, Governor of the State of Louisiana, pursuant to the authority granted me by the Constitution and laws of this state, including Section 10 of Act 14 of the 1983 Regular Session independently and as incorporated by Article IV, Section 5G (2) of the Louisiana Constitution, Article IV Section 5 (A) of the Louisiana Constitution and La. R.S. 39:55, it is hereby ordered that Executive Order 83-26 is hereby amended and supplemented insofar as inconsistent with this order and that budget reductions be effected in accordance with this order.

The Governor and the Commissioner of Administration, pursuant to Executive Order 83-26, have evaluated budget impact statements submitted by budget units; these statements having been considered, budget units are directed to make budget reductions in accordance with the schedule attached hereto. In implementing the reductions, budget units shall submit budget revisions for approval no later than January 10, 1984. Approval of the implementation of budget reductions and adjustments to the budget changes will be made not later than January 20, 1984.

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 15th day of December, A.D., 1983.

David C. Treen  
 Governor of Louisiana

### EXECUTIVE ORDER NO. DCT 83-29

WHEREAS, a number of state employees have been personally assigned state vehicles for use in carrying out their official functions and regularly use these vehicles for commuting to and from their residences; and

WHEREAS, the cost of operating state vehicles exceeds the amount attributable to official state business; and

WHEREAS, it is necessary and equitable to institute a policy by which the state will be reimbursed for the commuting mileage placed on state vehicles by state employees and the personal use of vehicles by State Police troopers assigned to field duties,

NOW, THEREFORE, I, DAVID C. TREEN, 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:

1. A monthly fee be imposed for all persons, except as provided in this order, who drive a state vehicle between their business domiciles and residences, ("commuting mileage,") on a regular basis. The fee shall be based on the monthly commuting mileage at a rate of \$.20 per mile, with a minimum fee of \$40 per month;

2. A monthly fee of \$25 be imposed for all state troopers assigned and performing primarily field duties and who make any personal use of their state vehicles (other than commuting); all other state troopers shall be regulated by paragraph 1, except that the maximum monthly fee shall be \$40.

3. Persons who do not report to an office on an average of more than twice a week, and can thereby document their status as field personnel or being assigned to multiple locations, are excluded from this fee;

4. The fee will be collected regardless of the state employee's official attendance for the month, unless the state vehicle was reassigned to another person who will pay the fee or split it proportionate to usage, or the vehicle is no longer used for commuting;

5. The fees shall be collected by all state agencies, including all state offices, departments, divisions, boards, commissions, councils, committees, state colleges or universities, and other entities of the executive branch of state government. Collection may be made by payroll deduction. Further instructions on collection and the approval process will be forthcoming from the Division of Administration;

6. The use of any state vehicle covered by this order shall constitute agreement by the employee to pay the fee as provided herein and to payment by payroll deduction;

7. The fee shall be effective for the month of February, 1984 and shall continue thereafter.

IN WITNESS WHEREOF, I have herewith set my hand officially and consent 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 December, 1983.

David C. Treen  
Governor of Louisiana

### EXECUTIVE ORDER NO. DCT 83-30

Pursuant to the authority vested in and obligations imposed upon the Governor as chief executive officer of the State, the following findings are made:

1. Act 97 of the Regular Session of the Legislature of 1983 created the Department of Environmental Quality and merged the Departments of Public Safety and Corrections; and

2. Act 97 authorizes the appointment of certain positions effective December 1, 1983, and mandates full implementation of the Act as of February 1, 1984; and

3. The Governor of this state is mandated by Article IV, Section 5(a) of the Louisiana Constitution to see that the laws are faithfully executed; and

4. The legislature at its Second Extraordinary Session of 1983 purportedly approved an instrument entitled Senate Concurrent Resolution No. 3 (SCR No. 3) to suspend the effect of Act 97 but said subject matter was not within the proclamation issued by the Governor calling the legislature into extraordinary session; and

5. Suspension of laws is subject to the "same procedures and formalities required for enactment" except for veto and time limitation for introduction in accordance with Article III, Section 20

of the Louisiana Constitution; and

6. A suspension resolution must be specifically within the subject matter of the proclamation calling the legislature into extraordinary session since it is regulated by Article III, Section 20 and is clearly legislating rather than carrying out ministerial duties of the legislature; and

7. The following non-exclusive reasons indicate that SCR No. 3 was not within the scope of the proclamation:

(a) Item No. 18 within which proponents of SCR No. 3 urge that it was "specifically" included provides, "To legislate by appropriating funds for the expenses of state government."

(b) Nothing in Act 97 involves legislating "by appropriating funds" and nothing in SCR No. 3 involves legislating "by appropriating funds."

(c) The public was not reasonably put on notice by Item No. 18 that the legislature might reorganize the executive branch of government by the action purportedly taken in SCR No. 3.

(d) A common understanding of "appropriating funds" does not include reorganizing the executive branch of state government; the legal definition of "appropriation" in La. R.S. 39:2 provides, "authorization by the legislature to a budget unit to expend from public funds a sum of money for purposes designated."

(e) Act 97 is not an appropriation act. If it were it would violate Article III, Section 15(A) of the Constitution which provides only the general appropriation bill can have multiple objects; the single object of Act 97 was to reorganize state government, not the multiple objects of reorganizing and appropriating.

(f) SCR No. 3 would fail the constitutional test of *Henry v. Edwards*, 346 So. 2d 153 (La. 1977); "the legislature cannot through the appropriation process" circumvent the Governor's veto power over substantive legislation (like reorganization) by artfully drafting general law measures so that they appear to be true conditions or limitations on an item of appropriation." (346 So. 2d at 158); and

8. Purported legislative action of an extraordinary session when a matter is not "specifically" enumerated in the proclamation covering the session results in a "nullity" pursuant to Article III, Section 2(B) of the Louisiana Constitution; and

9. Additionally and independently of all other considerations, SCR No. 3 has no special effective date provision in the resolutive portion of the resolution; thus, pursuant to Article III, Sections 19 and 20 of the Louisiana Constitution, SCR No. 3, if it were not a nullity, would not be effective legislation until the sixtieth day after adjournment of the extraordinary session; that date is after February 1, 1984, at which time all aspects of Act 97 of the 1983 Regular Session are to be implemented; and

10. The consequences of the suspension of a law after it has become effective and fully implemented results in the prior law not being revived and thus no law in force on the subject. Such a potential consequence in the important environmental regulation area is intolerable; and

11. Additionally, SCR No. 3 does not even purport to affect Act 411 of the Regular Session of the Legislature of 1983 enacted subsequent to Act 97; Act 411 gives the Governor the final decision as to the responsibility of each department represented on the Governor's Resource Development and Environmental Quality Council, which includes, *inter alia*, the Department of Environmental Quality, the Department of Natural Resources and the Department of Public Safety (which is succeeded by the Department of Public Safety and Corrections pursuant to Section 15 of Act 97); and

12. Moreover, the merger of the Department of Public Safety and Corrections will not disturb the operations of either department because of the manner in which the merger is effected; and additionally, because pursuant to Section 12B of Act 97 the

Governor may retain all employees of each department in their present job classification until July 1, 1984; and

13. The nullity of SCR No. 3 renders all the potential adverse consequences moot; and

14. Despite the nullity of SCR No. 3, to avoid or lessen as much as possible confusion and untoward and intolerable potential results created by SCR No. 3, this Executive Order is issued.

Pursuant to the authority vested in the Governor as chief executive officer of the State, the following directive is issued:

I.

The provisions of Act 97 of the 1983 Regular Session of the Legislature shall be implemented in accordance with its provisions and pursuant to further direction of the Governor as provided in said Act and in accordance with Act 411 of the 1983 Regular Session of the Legislature.

II.

The Secretary of the Department of Natural Resources and the Secretary of the Department of Environmental Quality are directed to cooperate and coordinate their activities so as to minimize costs and assure adequate enforcement of the environmental laws of Louisiana. To the extent feasible, administrative positions, facilities, resources and support personnel shall be shared and not duplicated.

III.

Effective February 1, 1984, the person occupying the office of Secretary of the Department of Corrections shall be the Deputy Secretary for Correction Services of the Department of Public Safety and Corrections; the person occupying the office of Deputy Secretary of Public Safety shall be the Deputy Secretary for Public Safety Services of the Department of Public Safety and Corrections; and, the person occupying the office of Secretary of Public Safety shall be the Secretary of Public Safety and Corrections. Internal administrative actions shall be taken in such a manner as to cause the least disruption possible of the existing internal administration. Present accounting, payroll and purchasing procedures and support services of each Department shall continue except that the Secretary of the Department of Public Safety and Corrections shall have final authority as Secretary of the Department. In the event there is disagreement between the Deputy Secretary of Correction Services and the Secretary, the Governor will make the final decision.

IV.

Pursuant to the authority provided by Section 12B of Act 97 of the 1983 Regular Session and where applicable Act 411 of the 1983 Regular Session and Article IV, Section 5 of the Louisiana Constitution, all administrative employees of the Department of Public Safety and the Department of Corrections affected by Act 97 shall maintain their present job classification in the new department until July 1, 1984, or until further direction of the Governor.

V.

To avoid or lessen any adverse consequences to the public through uncertainty in enforcement of the regulatory laws of this state in the event there is a final judicial decree upholding the validity of SCR No. 3 of the Second Extraordinary Session of 1983, each department affected shall, insofar as practicable, implement the regulatory and enforcement functions in a manner to assure their validity under prior and existing law.

Cooperation and coordination among the affected departments are directed to assure that the regulatory laws of this state are effectively developed and enforced.

VI.

The purpose of this Order is to provide for the orderly conduct of the affairs of our state and to avoid unnecessary confusion, expense, uncertainty, and delay while still enforcing the laws of Louisiana. Those persons charged with the responsibilities hereunder should cooperate toward that goal. This order may be supplemented and amended by written directive of the Governor.

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 29th day of December, A.D., 1983.

David C. Treen  
Governor of Louisiana

## Emergency Rules

### DECLARATION OF EMERGENCY

#### Board of Elementary and Secondary Education

The State Board of Elementary and Secondary Education, at its meeting of December 15, 1983, exercised those powers conferred by the emergency provisions of the Administrative Procedure Act, R.S. 49:953B, and adopted the following item as an Emergency Rule:

1. The Board directed that Computer Science may be used as an elective course if taught by a certified teacher having the necessary skills as verified by his/her school principal and parish or city superintendent.

This emergency adoption is necessary because Computer Science is listed in Bulletin 741 under mathematics and can be used as one of the three maths required for graduation. Schools are encouraged to offer Computer Science and certified teachers are not readily available. Secondary schools are presently being cited on the Annual School Report because teachers not certified in math are teaching Computer Science and this lowers their classification.

James V. Soileau  
Executive Director

### DECLARATION OF EMERGENCY

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

The Department of Health and Human Resources, Office of Family Security, has exercised the emergency provision of the Administrative Procedure Act (R.S. 49:953 B), to implement the following policy on arrangement of transportation service for applicants of Title XIX, Medical Assistance.

#### Emergency Rule

Effective January 1, 1984 Attachment 3.1-A, Item 18(a), C. of the Title XIX State Plan, entitled Authorization of Title XIX Funds shall have a new section (iv) to read as follows:

(iv) In the case of an applicant for Title XIX, Medical Assistance, arrangements can be made with a certified Title XIX medical transportation provider to provide services if the transportation provider agrees to transport. The parish Office of Family

Security shall not issue an authorization form for such transport until such time as the applicant becomes Title XIX eligible. If the Title XIX applicant does not become an eligible recipient, the transportation provider must understand, prior to transport, that no authorization will be issued and no payment made.

This policy change is necessary so that ambulance or non-ambulance medical transportation can be arranged while the individual is still in application status and subsequently authorized if the individual becomes eligible for Title XIX. This policy change is particularly needed for long term care applicants, who due to their need for specialized care, may require access to other services such as those provided by a physician or a hospital.

Roger P. Guissinger  
Secretary

## **DECLARATION OF EMERGENCY**

### **Department of the Treasury Bond Commission**

The State Bond Commission at a regular meeting on December 13, 1983 unanimously adopted an amendment to its Rules regarding non-traditional tax-exempt bond issue applications as previously adopted and amended.

Due to the present economic situation in the State of Louisiana, specifically high unemployment, and after receiving correspondence and oral comments from representatives of the construction industry, and in an effort to assist the welfare of that industry in such dire times, the Commission by unanimous consent has adopted the following Emergency Rule pursuant to Louisiana Revised Statutes Title 49:950-970, Administrative Procedure Act:

(13) The Commission shall not grant preliminary approval of non-traditional bonds unless project beneficiaries certify that Louisiana manufacturers, contractors, sub-contractors and suppliers will be given an opportunity to bid on the project and further certify that preference and priority will be given to Louisiana manufacturers, contractors, sub-contractors, suppliers and labor.

Before final approval is granted, project beneficiaries must provide a certified list of names and business domiciles of manufacturers, contractors, sub-contractors and suppliers for the project and a statement as to whether Louisiana labor will be used. If Louisiana manufacturers, contractors, sub-contractors, suppliers and labor will not be used for the project, beneficiaries must provide detailed explanation as to why they will not be used.

Mary Evelyn Parker  
Treasurer and Chairman

# **Rules**

## **RULE**

### **Department of Commerce Office of Financial Institutions**

#### **Agreement Corporations**

Under authority granted by LRS 6:237(B), the Commissioner of Financial Institutions has adopted the following Rule which permits the formation of State-chartered "Agreement

Corporations."

## **Rule**

Activities engaged in by a corporation ("Agreement Corporation") under an agreement with the Board of Governors of the Federal Reserve System (the "Federal Reserve"), including an agreement under Section 25 of the Federal Reserve Act (12 U.S.C. §§601-604(a)), pursuant to which agreement such corporation's activities are limited to those which may be performed by a corporation ("Edge Corporation") organized under Section 25(a) of such Act (12 U.S.C. §§611-631), shall be deemed not to constitute a banking business and an Agreement Corporation engaging in such activities shall be deemed not to be a bank, so long as its activities are at all times subject to regulation by the Federal Reserve and limited to those activities which may be performed in accordance with any regulations issued by or agreements with the Federal Reserve applicable to such Agreement Corporation. The Commissioner of Financial Institutions may, however, visit and examine an Agreement Corporation engaging in such activities in Louisiana whenever in his judgement an examination of its affairs is necessary or expedient.

Hunter O. Wagner, Jr.  
Commissioner

## **RULE**

### **Department of Corrections Office of the Secretary**

#### **DEPARTMENT REGULATIONS NO. 30-14 ADULT SERVICES**

##### **PLACEMENT AND TRANSFER OF OFFENDERS: Selection Criteria**

1. **PURPOSE:** The purpose of this regulation is to establish selection criteria to be followed in placement and transfer of adult offenders to the various units within the Department of Corrections.

2. **RESPONSIBILITY:** The assistant secretary for adult services, wardens and classification personnel of adult institutions are responsible for the implementation of this regulation. They shall insure that necessary information and instructions are furnished to all affected employees and offenders.

3. **LEGAL REFERENCES:** R.S. 15:824, 15:832, 15:893.1, 15:1062

4. **GENERAL:** A comprehensive selection process for placement and transfer of offenders within the Department of Corrections is essential in order to fulfill the purposes and goals of the various institutions. Offenders should be able to benefit from the programs offered at the institution to which they are being assigned. The selection criteria outlined below should be considered the outside limits of acceptability. Other factors such as adjustment potential, as determined by psychological evaluation, excessiveness of the criminal records and observable behavior should also be considered in the selection process. The Secretary retains the right to make such assignments as he, in his sole discretion, deems appropriate.

5. **PROCEDURE:**

(A) All placements or transfers will be approved by the Secretary or by his designated representative.

(B) Only the Secretary, or in his absence, his designated representative, has the authority to waive any of the eligibility requirements listed below and then only for good cause.

6. **DEFINITIONS:** "Earliest release eligibility date" means the earliest date on which an offender is legally eligible for

release, even if actual release is predicted on a future decision of the Department or of the Parole Board.

7. SELECTION CRITERIA:

(A) Louisiana Correctional and Industrial School (L.C.I.S.)

\* (1) Only first offenders are eligible.

(2) Offenders found guilty of escape or attempted escape by a court or institutional disciplinary board within the past seven years are ineligible.

(3) Persons who are currently under and/or who have demonstrated a need for intensive medical treatment (physically or psychologically) are ineligible. At the time treatment has been completed, and such termination or services has been documented by competent medical staff, persons may then be considered as eligible for transfer.

\*May not be waived (R.S. 15:1062)

(4) Persons who have demonstrated an overt-aggressive pattern of homosexual behavior, to the extent that it would disrupt the smooth daily operation of the institution, are ineligible. Evidence must be documented and of a firsthand rather than of a hearsay nature.

(5) Persons who have a balance of time extending beyond eight years remaining to serve on their sentence prior to their earliest release eligibility date are ineligible.

(6) Persons serving a life sentences will not be eligible unless there is a demonstrated need by the institution for the skill of the offender. Such an offender must meet all other requirements.

(7) Persons who have demonstrated a consistent pattern of poor institutional adjustment and/or have a poor institutional conduct record are not eligible. Evidence must be documented and of a firsthand rather than of a hearsay nature.

(8) Persons who are young in age should be given priority over the older first offenders who satisfy all other requirements.

(9) When bed space is not available for all offenders meeting the criteria in (1) thru (8) above, priority will be given to those offenders convicted of offenses other than:

(a) Aggravated, forcible or simple rape or an attempt to commit these crimes.

(b) Carnal knowledge of a juvenile.

(c) Aggravated crime against nature.

(d) Aggravated arson.

(e) Aggravated kidnapping.

(f) Armed robbery or attempted armed robbery.

(g) Distribution or possession with intent to distribute any controlled dangerous substance — (with the exception of marijuana offenses).

(h) Possession of any drug listed in Schedule I, Section A or B, in Schedule II of the Controlled Dangerous Substance Law (R.S. 40:964).

(i) Murder or attempted murder (first and second degree).

(j) R.S. 15:529.1 (Habitual Offender Law).

(B) Dixon Correctional Institute (D.C.I.), Hunt Correctional Center (H.C.C.), Wade Correctional Center (W.C.C.), Washington Correctional Institute (W.C.I.)

(1) Persons with a history of criminal activity which reflect an assaultive (violent) personality are ineligible. This includes both arrest and/or institutional records.

(2) Persons presently serving sentences for the commission of the following crimes are ineligible:

(a) Aggravated, forcible, or simple rape.

(b) Attempted aggravated rape.

(c) Attempted forcible rape.

(d) Aggravated crime against nature.

(e) Murder (first or second degree).

(f) Aggravated arson.

(g) Armed robbery - second or subsequent offense.

(h) Aggravated kidnapping.

(NOTE: Persons convicted of the above may be considered for transfer upon recommendation of the Warden of LSP after serving a minimum of five years of their sentence).

(3) Persons who are currently under and/or have demonstrated a need for extensive and/or intensive medical treatment (physically or psychologically) are ineligible. At the time treatment has been completed, and such termination of service has been documented by competent medical staff, persons may then be considered as eligible for transfer.

(4) Offenders who have demonstrated an overt-aggressive pattern of homosexual behavior, to the extent that it would disrupt the smooth daily operation of the institution, are ineligible. Evidence must be documented and of a firsthand rather than of a hearsay nature.

(5) Persons who have a balance of time extending beyond ten years remaining to serve on their sentence prior to their earliest release eligibility date are ineligible.

(6) Persons serving life sentences will not be eligible unless there is a demonstrated need by the institution for the skill of the offender. Such an offender must meet all other requirements.

(7) Persons who have demonstrated a pattern of poor institutional adjustment and/or have a poor institutional conduct record are not eligible. Evidence must be documented and of a firsthand rather than of a hearsay nature.

(C) Woodworth Forestry Camp

(1) Any offender who is transferred to Woodworth Forestry Camp must meet the criteria for assignment to Work Training Facility/North (Camp Beauregard).

(2) Offenders currently housed at Work Training Facility/North will be given first preference.

(3) Since offenders at Woodworth Forestry Camp will be allowed a quarterly furlough, only offenders who qualify for furloughs (See Department Regulation 30-7) may be considered for transfer.

(D) Work Training Facility/North (Camp Beauregard) and Work Training Facility/South (Jackson Barracks) (See Department Regulation No. 30-14 A for Work Release Criteria)

(1) Offenders having detainers or warrants for pending felony charges are ineligible. This does not apply to detainers for traffic violations or for court costs.

(2) Persons presently serving sentences for the commission of the following offenses are ineligible: \* (a) Aggravated, forcible, or simple rape or of an attempt to commit these crimes.

\* (b) Carnal knowledge of a juvenile.

\* (c) Aggravated crime against nature.

\* (d) Aggravated arson.

\* (e) Murder (first or second degree).

\* (f) Distribution of any controlled dangerous substance — (with the exception of marijuana offenses).

(g) Possession of any drug listed in Schedule I, Section A or B, or in Schedule II of the Controlled Dangerous Substance Law (R.S. 40:964).

(h) Attempted Murder.

(i) Armed robbery.

(j) Attempted armed robbery.

\* (k) Aggravated kidnapping.

\* (l) R.S. 15:529.1 (Habitual Offender Law)

\*May not be waived (R.S. 15:893.1)

\*(m) Indecent behavior with a juvenile.  
\*(n) Incest  
\*(3) Persons who have escaped and/or have abetted an escape and/or have attempted to escape within the last seven years are ineligible.

\*(4) Persons who are currently under and/or who have demonstrated a need for intensive medical treatment (physically or psychologically) are ineligible. At the time treatment has been completed, and such termination of services has been documented by competent medical staff, persons may then be considered as eligible for transfer.

\*(5) Persons who have demonstrated an overt-aggressive pattern of homosexual behavior, to the extent that it would disrupt the smooth daily operation of the institution, are ineligible. Evidence must be documented and of a firsthand rather than of a hearsay nature.

\*(6) Persons having a balance of time extending beyond five years to the earliest release eligibility date are ineligible.

(7) Persons who have demonstrated a consistent pattern of poor institutional adjustment and/or have a poor institutional conduct record are not eligible. Evidence must be documented and of a firsthand rather than of a hearsay nature.

\*May not be waived (R.S. 15:893.1)

\*(8) Persons with a history of criminal activity which reflects an assaultive (violent) personality are ineligible. This includes both arrest and/or institutional records.

(E) Sheriff or Police Maintenance

(1) The offender must be specifically requested by the Sheriff or Chief of Police.

(2) The Sheriff or the Chief of Police and the Department must enter into a written contract which conforms with the requirements set forth in R.S. 15:832 (D).

(3) The offender must be domiciled in, or sentenced from, the parish which is requesting him, unless specifically exempted from this requirement by the Secretary of Corrections.

(4) Offenders who have been found guilty of escape or attempted escape by a court or institutional disciplinary board in the last seven years are ineligible.

(5) Persons who are currently under and/or who have demonstrated a need for intensive medical treatment (physically or psychologically) are ineligible. At the time treatment has been completed, and such termination of services has been documented by competent medical staff, persons may then be considered as eligible for transfer.

\*May not be waived (R.S. 15:893.1)

(6) Persons who have demonstrated an overt-aggressive pattern of homosexual behavior, to the extent that it would disrupt the smooth daily operation of the institution, are ineligible. Evidence must be documented and of a firsthand rather than of a hearsay nature.

(7) Persons serving life sentences will not be eligible unless there is a demonstrated need by the institution for the skill of the offender. Such an offender must meet all other requirements.

(8) Persons presently serving sentences for the commission of the following offenses are ineligible:

(a) Aggravated, forcible, or simple rape or of an attempt to commit these crimes.

(b) Carnal knowledge of a juvenile.

(c) Aggravated crime against nature.

(d) Aggravated arson.

(e) Murder or attempted murder (first and second degree).

(f) Distribution or possession with intent to distribute any controlled dangerous substance — (with the exception of marijuana offenses).

(g) Possession of any drug listed in Schedule I, Section A or B, or in Schedule II of the Controlled Dangerous Substance Law (R.S. 40-964).

(h) Armed robbery or attempted armed robbery.

(i) Aggravated kidnapping.

(j) R.S. 15:529.1 (Habitual Offender Law).

(k) Indecent behavior with a juvenile.

(l) Incest.

(9) Offenders having detainers or warrants for pending felony charges are ineligible. This does not apply to detainers for traffic violations or for court costs.

(10) Offenders on maintenance programs will be assigned to the appropriate probation and parole district supervisor for monitoring purposes.

(F) State Police Barracks

(1) Offender must be specifically requested by State Police.

(2) Offenders found guilty of escape or attempted escape by a court or institution disciplinary board within the past seven years are ineligible.

(3) Persons who are currently under and/or who have demonstrated a need for intensive medical treatment (physically or psychologically) are ineligible. At the time treatment has been completed, and such termination of services has been documented by competent medical staff, persons may then be considered as eligible for transfer.

(4) Persons who have demonstrated an overt-aggressive pattern of homosexual behavior, to the extent that it would disrupt the smooth daily operation of the institution, are ineligible. Evidence must be documented and of a firsthand rather than of a hearsay nature.

(5) Persons serving life sentences will not be eligible unless there is a demonstrated need by the institution for the skill of the offender. Such an offender must meet all other requirements.

8. PROTECTION: Before transferring an offender to protective status at Wade Correctional Center, the Warden at the institution of assignment must certify, in writing, to the Office of Adult Services the reasons as to why adequate protection cannot be provided at said institution or any other unit within the Department of Corrections. Upon receipt of the Warden's assessment the Administrator of Classification at Headquarters will review and certify to the Assistant Secretary for Adults why the offender needs to be protected and should be placed in protective status.

9. DETAINERS:

(A) Detainers for traffic violations or misdemeanors should not be considered with the exception that misdemeanors other than traffic or cost of court detainers would be considered for Maintenance inmates only;

(B) A detainer for a felony which a conviction could result in a sentence that would disqualify the inmate from assignment to a certain security class should serve to disqualify the inmate from that assignment in fact;

(C) A detainer for a concurrent sentence which is shorter than the sentence which the inmate is serving within the Department of Corrections should be disregarded unless the sentence itself changes the inmate's security class.

10. ESCAPES:

(A) An escape other than the returning late from a pass from any Department of Corrections facility shall result in as-

signment to at least one higher security class;

(B) A documented aggravated escape from a DOC facility or any penal institution within the past seven years should require the classification of an inmate as Maximum Security; and

(C) A documented history of non-aggravated escapes totaling more than two would result in classification of an inmate as Maximum Security and as a high escape risk.

11. CANCELLATION: This regulation supercedes Department Regulation No. 30-14, dated 1 January 1979, and will not operate to require the transfer of any offender who was transferred to a facility for which he does not now qualify, provided he was transferred to that facility prior to January 20, 1984.

John T. King  
Secretary

## RULES

### Board of Elementary and Secondary Education

Rule 4.00.04.g

The Board deleted Section 507 D.3 from Bulletin 1706, *Regulations for Implementing the Exceptional Childrens' Act*.  
Rule 4.03.04 and 3.02.04.d

The Board adopted a policy authorizing vocational technical school directors and BESE's special school superintendents to accept the resignation of employees on behalf of the Board, with the effective date of termination to be the date of receipt by the director/superintendent of the school.

Rule 4.05.01

The Board directed that certification fees for Temporary Certificates be eliminated, effective January 1, 1984.

Rule 3.01.70.bb

The Board amended Bulletin 746, page 104 to change the title of position as Guidance Counselor to Personnel Service Officer and directed that certification requirements for Guidance Counselor become the requirements for Student Personnel Service Officer. The Board noted that this change applies only to vocational technical Guidance Counselors.

Rule 3.01.51.z(2)

The Board adopted the revision of high school credit for college courses in Vocational Education as required in Bulletin 741 (page 35-B).

Rule 4.00.72.c(2)

The Board amended Bulletin 1196, *School Food Services Program Policies of Operation* to include pedestal and ceiling fans (including installation and electrical connection) in the Table of Authorized School Food Service Equipment (page 39).

James V. Soileau  
Executive Director

## RULE

### Department of Natural Resources Office of the Secretary

Under the authority of the State and Local Coastal Resources Management Act, La. R.S. 49:213.1 et seq., in particular, Section 213.16 B, and in accordance with the provisions of the Administrative Procedure Act, La. R.S. 49:950 et seq., and upon the approval of the Louisiana Coastal Commission on July 3, 1984, the following amendments are hereby adopted:

#### I.

Part IV A. (1), Appendix cl, Stay of Activities Under Permits

Pending Appeal, is hereby rescinded.

#### II.

Part V, Appendix cl, Modification, Suspension or Revocation of Permits, is renumbered and identified as Part IV, Modification, Suspension or Revocation of Permits; Part VI General Permits, is renumbered and identified as part V, General Permits; Part VII, Determinations as to Whether Uses are of State Concern or Local Concern, is renumbered and identified as Part VI, Determinations as to Whether Uses are of State Concern or Local Concern; and Part VIII, Determination as to Whether a Coastal Use Permit is Required, is renumbered and identified as Part VII, Determination as to Whether a Coastal Use Permit is Required.

#### III.

The Procedural Rules for the Hearing of Appeals by the Louisiana Coastal Commission, Appendix c5, is hereby amended to add a new Section "P" which shall read as follows:

#### P. APPLICATIONS FOR STAY ORDERS.

1. There shall be a Stay Order Committee comprised of the chairman plus four members elected by the Commission from its membership. Two of the elected members shall be parish government appointees and two shall be appointees of the governor.

2. Any person who has timely filed an appeal from a decision on a coastal use permit or approval of a local program or who has timely intervened in an appeal, may request the Commission to stay all or a portion of the activities authorized under the permit.

3. Requests for stay orders shall comply with the requirements of Section C. Pleadings, Section H. Burden of Proof, and Section N. Service of Pleadings and Orders, and shall also be served upon the applicant, the Administrator, any affected local government, and any interested person who has filed a written request for notification of the subject appeal with the Clerk of the Coastal Commission.

4. Upon notification that a request for a stay order has been properly filed, the chairman shall convene the Stay Order Committee, which shall hold an adjudicatory hearing upon the stay order request within seven days of the chairman's call, unless later, because of force majeure. Any absent Committee member's alternate on the Commission may participate and vote in his behalf. In the interest of justice, the Committee may stay all or a portion of the authorized permit activities or local program. A majority vote of the total membership of the Committee is required for the issuance of a stay order.

5. Stay orders shall terminate upon disposition of the appeal by the Commission or upon an earlier date or event fixed in the order.

Any interested party may seek judicial review of the decision on the stay order in accordance with the Administrative Procedure Act.

Frank P. Simoneaux  
Secretary

## RULE

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

The Department of Health and Human Resources, Office of Family Security, shall implement the following Rule in the AFDC and Refugee Programs in accordance with 45 CFR 233.20(a)(ix) as published in the *Federal Register* of Friday, February 5, 1982, Volume 47, Number 25 Page 5676.

RULE

AFDC and Refugee recipients who are determined to be potentially eligible for the Earned Income Tax Credit (EITC) will be allowed 14 days to apply for and receive advance EITC payments. If after the 14 day period the recipient has not provided verification of ineligibility for EITC or of their employer's refusal to cooperate in paying EITC, the amount of EITC which the recipient is eligible to receive as determined from tables provided by the Secretary of the Treasury shall be budgeted as income in determining eligibility and grant amount.

Roger P. Guissing  
Secretary

RULE

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

The Department of Health and Human Resources, Office of Family Security, hereby amends the Title XIX State Plan, Attachment 4.19 B, Item 18a. entitled Transportation Services, to limit the amount reimbursed to providers of non-emergency medical transportation for the transport of an attendant needed to accompany a Title XIX recipient.

RULE

Effective February 1, 1984, Attachment 4.19 B, Item 18 a. I. B. 1. (b) shall read as follows:

(b) \$5.00 per one-way pick up for each additional person and for an Attendant;

Effective February 1, 1984, Attachment 4.19 B, Item 18 a.

I. B. 3. first sentence shall read as follows:

3. Non-Profit organization - all non-profit organizations may be reimbursed for providing transportation for a recipient and an attendant to accompany him at a rate equal to the amount currently paid state employees for mileage traveled on official business, except that the maximum to be paid for the attendant shall not exceed \$5 for a one-way pickup.

This action is being taken to comply with recommendations made by the United States Department of Health and Human Services in their 1983 State Assessment of the Medical Assistance Program.

Roger P. Guissing  
Secretary

RULE

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

The Department of Health and Human Resources, Office of Family Security, hereby amends the Title XIX State Plan, Methods and Standards for Payment for Medical and Remedial Care and Services - Skilled Nursing and Intermediate Care Facilities.

RULE

Effective February 1, 1984, the Title XIX State Plan, Attachment 4.19-D, paragraph E.1 page 16 and 17; page 103, paragraph 2; and page 114 after paragraph E will be amended as follows:

Page 16 and 17 of Paragraph E.1. will include the following sentence: Failure to do so will result in withholding of Title XIX

reimbursement for the number of beds which have not been approved in accordance with the Social Security Act (42 USC Section 1320 a-1 et. seq.).

Page 103, Paragraph 2. will include the following wording: 2. . . . and shall not include expenditures made without required Section 1122 of P.L. 92-603 approval.

Page 114, After Paragraph E. New paragraph F. shall read as follows:

4. F. Payment will be made in amount not to exceed the total number of beds which will have been approved in accordance with the Social Security Act (42 USC Section 1320 -1 et. seq.) times (x) the number of days in the month. Such payment will be considered the total agency payment for all Title XIX recipients in the facility. The number of beds reflected in current provider agreements shall be considered to be approved beds. The capital expenditures allowable in cost reports shall be based on approvals in accordance with the Social Security Act (42 USC Section 1320 a-1 et. seq).

The intent of the proposed rule change is to ensure that payment is not made to facilities for any beds which have not been approved in accordance with the Social Security Act (42 USC Section 1320 a-1 et. seq.) and to delete such capital expenditures in determining allowable costs for rate setting purposes.

Roger P. Guissing  
Secretary

RULE

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

The Department of Health and Human Resources, Office of Family Security, shall implement the following Rule in the AFDC Program. The Rule is authorized by 45 CFR 206.10 as published in the *Federal Register* of Tuesday, June 21, 1983, Volume 48, Number 120, pages 28407 and 28408.

RULE

All individuals applying for inclusion in an existing Aid to Families with Dependent Children or Refugee certification shall be considered applicants for assistance and file an application form. The date the application form is received in the parish office shall be considered their filing date and if found eligible during that initial month of application, the initial month's benefits shall be prorated from the date of application to the end of the month.

Roger P. Guissing  
Secretary

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

Effective February 1, 1984, Title XIX reimbursement will be reinstated for the following drug:

TRADE NAME	ACTIVE INGREDIENT	DOSAGE FORM/ROUTE	FIRM
ISOSORBIDE	ISOSORBIDE	TAB/subl	Bolar
DINITRATE	DINITRATE	TAB/oral	
		SRT/oral	

Reimbursement for this drug was discontinued in a Final Rule, effective August 20, 1983, as published in the *Louisiana Register*, Vol. 9, No. 8, page 552, because it was determined to be "less than effective" by the Food and Drug Administration (FDA). However, the Medical Assistance Program was advised by the United States Department of Health and Human Services, Health Care Financing Administration by Transmittal No. 8, Part 4, of the State Medicaid Manual, dated September, 1983, that the above stated drug, Isosorbide Dinitrate, manufactured by Bolar, has been determined to be effective by the FDA, and therefore payment may be made for this drug.

Roger P. Guissinger  
Secretary

**RULE**

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

The Department of Health and Human Resources, Office of Family Security, shall adopt the following Rule in the Food Stamp Program as mandated by federal regulations as published in the *Federal Register*, Tuesday, June 21, 1983, Vol. 48, No. 120 pp. 28190-28193. The Rule entitled "Standard Utility Allowance for the Food Stamp Program" which was published in the *Louisiana Register* of February 20, 1983, Vol. 9, No. 2, page 64, is hereby amended.

**RULE**

Effective October 1, 1983, the standard utility allowance in the Food Stamp Program shall be \$145.

A cooling cost is a verifiable utility expense relating to the operation of air conditioning systems or room air conditioners.

Roger P. Guissinger  
Secretary

**RULE**

**Department of Health and Human Resources  
Office of Health Services and Environmental Quality**

Effective January 20, 1984, the Department of Health and Human Resources, Office of Health Services and Environmental Quality, Food and Drug Control Unit, in order to implement the provisions of LSA R.S. 40:627, will revise the registration procedures for foods, drugs, cosmetics and prophylactic devices for the registration period beginning August 1, 1984, and codify the revised registration procedures in accordance with the codification system in the "State of Louisiana Food, Drug and Cosmetic Laws and Regulations", dated September, 1968 (the 'Red Book'). There will be a one year transition period during which registration certificates will be issued for varying periods of time in accordance with the following regulation:

2.218. In accordance with the provisions of LSA R.S. 40:627 and in order to establish a staggered registration period during the calendar year, manufacturers, packers, processors and distributors of all processed foods, proprietary or patent medicines, prophylactic devices and cosmetics in packaged form, whose names appear on the labels, must submit an application for registration of such products on or before August 1, 1984 in accordance with the following schedule:

Category	-Domicile- Parish, State and/or Foreign Country	New Expira- tion Date	Initial Regis- tration Interval- Months	New Certificate Renewal Date
1	Acadia - St. John	1/31	6	2/1
2	St. Landry - Winn	4/30	9	5/1
3	Alaska - Idaho Illinois - Ohio (Excluding N.Y.)	7/31	12	8/1
4	New York - Wyoming (Excluding North Carolina, North Dakota & Ohio) Foreign Countries	10/31	15	11/1

The above listed categories include firms with domiciles in the following parishes, states and/or foreign countries:

**CATEGORY 1**

**PARISHES**

Acadia	Jackson
Allen	Jefferson
Ascension	Jefferson Davis
Assumption	Lafayette
Avoyelles	Lafourche
Beauregard	LaSalle
Bienville	Lincoln
Bossier	Livingston
Caddo	Madison
Calcasieu	Morehouse
Caldwell	Natchitoches
Cameron	Orleans
Catahoula	Ouachita
Claiborne	Plaquemines
Concordia	Pointe Coupee
DeSota	Rapides
East Baton Rouge	Red River
East Carroll	Richland
East Feliciana	Sabine
Evangeline	St. Bernard
Franklin	St. Charles
Grant	St. Helena
Iberia	St. James
Iberville	St. John

**CATEGORY 2**

**PARISHES**

St. Landry	Vermilion
St. Martin	Vernon
St. Mary	Washington
St. Tammany	Webster
Tangipahoa	West Baton Rouge
Tensas	West Carroll
Terrebonne	West Feliciana
Union	Winn

**STATES**

Alabama	Delaware
Alaska	District of Columbia
Arizona	Florida
Arkansas	Georgia
California	Hawaii
Colorado	Idaho
Connecticut	

**CATEGORY 3**

Illinois	Missouri
Indiana	Montana
Iowa	Nebraska

Kansas	Nevada
Kentucky	New Hampshire
Maine	New Jersey
Maryland	New Mexico
Massachusetts	North Carolina
Michigan	North Dakota
Minnesota	Ohio
Mississippi	

**CATEGORY 4**

New York	Utah
Oklahoma	Vermont
Oregon	Virginia
Pennsylvania	Washington
Rhode Island	West Virginia
South Carolina	Wisconsin
South Dakota	Wyoming
Tennessee	Foreign
Texas	Countries

Firms are required to submit registration fees based on the life of their Certificate of Registration.

<b>CATEGORY 1:</b>	<b>CATEGORY 2:</b>
1 product-\$1.25	1 product-\$1.88
2 products-\$2.50	2 products-\$3.75
3 products-\$3.75	3 products-\$5.63
4 or more products-\$5.00	4 or more products-\$7.50
<b>CATEGORY 3:</b>	<b>CATEGORY 4:</b>
1 product-\$2.50	1 product-\$3.13
2 products-\$5.00	2 products-\$6.25
3 products-\$7.50	3 products-\$9.38
4 or more products-\$10.00	4 or more products-\$12.50

The current procedures for registration of foods, drugs, cosmetics and prophylactic devices are on an annual schedule beginning August 1 of each year and ending July 31 of the following calendar year. The registration fees are currently \$2.50 per product up to a maximum of \$10 for any one firm.

This is a temporary measure allowing the issuance of registration certificates on a staggered basis. After the initial issuance of certificates on August 1, 1984, all firms will apply for annual re-registration based on the new registration dates assigned them. Registration certificates issued with new registration dates after this initial issuance will be valid for one year in accordance with Sect. 2.215 of this Part.

Roger P. Guissinger  
Secretary

**RULE**

**Department of Health and Human Resources  
Office of Health Services and Environmental Quality**

Effective January 20, 1984, the Department of Health and Human Resources, Office of Health Services and Environmental Quality, Food and Drug Control Unit, in order to implement the provisions of LSA R.S. 40:661 through LSA R.S. 40:661.5, will adopt regulations for vending machines designed to dispense water intended for human consumption. This is done to assure that consumers using such machines are given appropriate information as to the nature of the vended water and to assure that the quality of the water vended meets an acceptable standard for potability and that the vending equipment is installed, operated and maintained so as to protect the health, safety and welfare of the consuming public. These regulations are codified in accordance with the codification system in the "State of Louisiana Food, Drug and Cosmetic Laws and Regulations", dated September,

1968 (the 'Red Book'); as follows:  
2.120 Definitions.

(A) "Water vending machine" shall mean any self-service device which, upon insertion of money or tokens or upon receipt of payment by other means, dispenses unit servings of water in bulk into a container, without the necessity of refilling the machine between each operation.

(B) "Permit" shall mean and be limited to a permit issued under and pursuant to the provisions of these regulations.

(C) "Vended water" shall mean that water dispensed by means of a water vending machine.

(D) "Person" shall mean any individual, public or private corporation, company, association, partnership, municipality or any other legal entity or its legal representative, agent or assigns.

(E) "Operator" shall mean any person who owns or operates a water vending machine.

(F) "Potable water" shall mean water which meets the requirements of Chapter VIII of the Louisiana State Sanitary Code of January 1, 1977 and any subsequent revisions.

(G) "Spring water" shall mean water obtained from a water source which flows naturally from an underground spring or is obtained from such spring by means of drilling and/or pumps.

(H) "United States Pharmacopeia" shall mean "the Pharmacopeia of the United States of America prepared under authority of the United States Pharmacopeial Convention"; a book of standards for drugs, tests, waters and reagents.

(I) "Purified water" shall mean water produced by distillation, deionization, reverse osmosis or other methods as defined in the current edition of the "United States Pharmacopeia."

(J) "Non-toxic materials" shall mean materials which are free of substances which may render the water injurious to health or which may adversely affect the flavor, color, odor or microbiological quality of the water.

(K) "Approved" means approved in writing by the designated representative of the State Health Officer.

(L) "Sanitary" shall mean promoting or pertaining to health and, therefore, free of harmful or deleterious contaminants.

**2.121 Operating Requirements.**

Each water vending machine operator shall:

(A) Obtain a permit for each water vending machine operated.

(B) Install each water vending machine to a potable water supply in accordance with the State Sanitary Code and any applicable, local plumbing codes.

(C) Operate and maintain all water vending machines in a sanitary manner.

(D) Maintain adequate water quality monitoring by analyzing one sample every three months bacteriologically from each water vending machine.

(E) Take investigative or corrective action, in cooperation with the Food and Drug Control Unit, as necessary when a vending machine malfunctions to assure that a pure, wholesome and potable water supply is supplied to consumers.

**2.122 Permits.**

(A) Each person desiring to operate a water vending machine in Louisiana shall, prior to such operation, apply to the State Health Officer for a permit.

(B) Any application for a permit shall be on a form as prescribed by the State Health Officer and shall contain the following:

(1) Name and principal address of the applicant.

(2) Address of the proposed water vending machine location. A separate application for permit must be filed for each water vending machine location.

(3) Signature of a responsible officer of the firm and his/her title.

(4) Any additional information needed for the orderly maintenance of records and data processing requirements.

(5) The model number or name of the water vending machine.

(6) Evidence with respect to each model of machine intended to be used, that:

(a) Said model complies with the construction standards of the National Sanitation Foundation (NSF) and/or the National Automated Merchandising Association (NAMA). Such standards are available from the National Sanitation Foundation, 3475 Plymouth Rd., Ann Arbor, Michigan 48105 and/or the National Automated Merchandising Association, 7 S. Dearborn St., Chicago, Illinois 60603.

(b) All exterior and interior surfaces and component parts of said machine are designed and constructed to permit easy cleaning and maintenance.

(c) All parts and surfaces of said machine with which the water comes into contact are of non-toxic, corrosion resistant, non-absorbent material capable of withstanding repeated cleaning and sanitizing treatment.

(d) Said machine has a recessed or guarded corrosion resistant dispensing spout.

(e) All treatment of the vended water by distillation, ion-exchange filtration, ultraviolet light, reverse osmosis, mineral addition or any other process is done in a manner so as to accomplish its intended purpose of purifying water.

(f) All vending machines are located in an area that can be maintained in clean condition and in a manner that avoids insect and rodent harborage.

(g) The source of water supply is from a community water supply approved by the State Health Officer as defined in the State Sanitary Code, Sect. 8.1.

(h) All machines have a system of collection and handling of drip, spillage and overflow of water.

(i) All connections with the public water supply have a backflow prevention device approved by the State Health Officer.

(j) All vending machines display, in a position clearly visible to customers, the following information: the name, license number and address of the operator, the fact that the water is obtained from a public water supply, a statement describing the treatment process; if no treatment process is utilized, then a statement to that effect, chemical names and concentrations of any preservatives or additives and a local telephone number than may be called for further information, service or complaints.

(k) Prior to delivery into the customer's container, water vended by the machine is disinfected by ultraviolet light or other method approved by the State Health Officer.

(l) All water vending machines are equipped with monitoring devices designed to shut down operation of the machine when the disinfection unit fails to function.

(m) All vending machines are equipped with a self-closing, tight fitting door on the vending compartment.

(n) No vended water is described on a machine or elsewhere as "spring water" or "purified water" unless such water conforms to the definition contained in this Part.

(o) Activated carbon, if used, complies with the American Water Works Association (AWWA) specifications for granular, activated carbon used in the treatment of potable water (AWWA B604—74).

(p) All vending machines are maintained in a clean and sanitary condition, free from dirt and vermin.

(C) Evidence that the person applying for permit has:

(1) A competent and responsible staff approved by the State Health Officer for the local supervision of the operation of the machines. Competent staff shall be construed to mean a person or persons with at least one year's experience concerning the proper

operation of the type of water vending machine they will operate, (or similar training or experience in this or related operations.)

(2) An acceptable maintenance program for the routine servicing of water vending machines. The program shall include written servicing instructions for the operator, technical manuals of the machine and of the water treatment appurtenances involved and regularly scheduled service visits.

(D) Issuance of permit. The State Health Officer, after a reasonable period of time, shall either grant or deny an applicant a permit.

(E) Permit revocation and cancellation. Each permit issued in accordance with the provisions of this Part, shall be for a period of one year and shall remain in force and effect for that period unless terminated, revoked or cancelled upon due notice and hearing.

(F) Fees. Each person applying for a permit to operate a water vending machine within Louisiana shall pay an initial and an annual permit fee of \$50 (Reference - LSA R.S. 40:701, Act No. 510 of 1983).

(G) Each water vending machine permitted for use in Louisiana shall display, in the upper right hand corner of the front panel, a permit decal furnished by the State Health Officer.

#### 2.123 Service, Sampling and Records.

(A) All parts and surfaces of the water vending machines shall be maintained in clean condition by the water vending operator. The vending chamber and vending nozzle of each machine shall be cleaned and sanitized each time the machine is serviced. A record of cleaning and maintenance operations shall be kept by the operator for each water vending machine.

(B) The vended water from each water vending machine shall be analyzed once every three months for total coliforms. The analysis shall be performed by a laboratory approved by the State Health Officer in accordance with the provisions of the EPA Manual #600/8-78-008 titled "Manual for the Interim Certification of Laboratories Involved in Analyzing Public Water Supplies' Criteria and Procedures, May, 1978". This manual is prepared by the United States EPA, 1201 Elm St., Dallas, Texas 75270.

(C) The vended water from each water vending machine utilizing silver-impregnated carbon filters in the treatment process shall be analyzed once every three months for silver. The analysis shall be performed by a laboratory approved by the State Health Officer in accordance with the provisions of the EPA Manual #600/8-78-008 titled "Manual for the Interim Certification of Laboratories Involved in Analyzing Public Water Supplies' Criteria and Procedures, May, 1978".

(D) A more frequent analysis of the above parameters, or additional analysis may be required by the State Health Officer if there is some presumption of unfitness of the vended water because of the presence of undesirable elements, compounds or materials caused by the passage of water through the machine.

Roger P. Guissinger  
Secretary

### RULE

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

In accordance with Act 197 of the 1982 Regular Session (R.S. 37:3081 et seq.), the Department of Health and Human Resources, Office of the Secretary has adopted the following Rule pertaining to the requirements of dietitians and registered dietitians:

Rule

1. DEFINITIONS

A. Registered Dietitian - the designation of persons who have completed all requirements and satisfactorily completed the dietetic registration examination and have maintained the continuing education requirements.

B. Dietitian - designation of person who have completed all requirements except satisfactorily completing the exam to become registered (i.e. Registration eligible)

C. Commission on Dietetic Registration (CDR) is the certifying component of the American Dietetic Association (ADA). This commission is charged to review, modify, and enforce standards for dietetic registration. This commission is autonomous in most aspects. It independently establishes registration eligibility

criteria and independently administers the examination to determine if applicants meet those criteria.

D. Plan IV - is the designation for the minimum academic requirements (for ADA membership for dieticians) to become registration eligible.

II. For the purposes of La. R.S. 37:3081 (a)(b)(c)(d) and (e) the Secretary accepts and adopts all of the prescribed requirements of the ADA, CDR, as may be amended, and more particularly with regards to the establishment of academic requirements; prescribing a program of experience; the determination of an examination and establishment of continuing education requirements. The ADA, CDR standards are combined in Part III of these rules. Any change in the ADA, CDR standards are automatically accepted and adopted by the Secretary.

III.

THE AMERICAN DIETETIC ASSOCIATION  
430 North Michigan Avenue, Chicago, Illinois 60611

REQUIREMENTS FOR MEMBERSHIP IN THE AMERICAN DIETETIC ASSOCIATION  
AND/OR ELIGIBILITY FOR THE REGISTRATION EXAMINATION FOR DIETITIANS  
EDUCATION\*, EXPERIENCE, ENDORSEMENT AND SUPERVISION REQUIREMENTS

I. Introduction

A. Applicants with a degree from an accredited college or university must present:

- 1. A final official transcript with college seal indicating the degree and/or degrees.
- †2. Verification Statement of Completion of Plan IV Academic Requirements For Membership And/Or Eligibility For The Dietetic Registration Examination signed by the Program Representative of a college or university approved for Plan IV by The American Dietetic Association or an ADA Plan IV transcript evaluation completed before November 1980. Approved Plan IV Programs are listed in annual DIRECTORY OF DIETETIC PROGRAMS.
- 3. Verification of successful completion of qualifying experience in The United States.
- 4. Qualifying Endorsement(s).

†Until December 31, 1984 approved Plan III transcript evaluations (done prior to January 1, 1980)

B. The current issue of the annual directory "Accredited Institutions of Postsecondary Education", is accepted as a guide in determining whether an institution is "accredited." It is published by the American Council on Education, One Dupont Circle, Washington, D.C. 20036.

II. Experience and Endorsement Requirements

A. Associate Degree#

- 1. Qualifying experience and endorsement:
  - a. An American Dietetic Association approved Dietetic Technician program.
  - b. Endorsement by the director of the program.

B. Baccalaureate Degree

- 1. Qualifying experience and endorsement:
  - a. A coordinated undergraduate program accredited by ADA and endorsement by the director of the program.
  - b. A dietetic internship accredited by ADA and endorsement by the director of the internship.
  - c. Three years of full-time or equivalent of "pre-planned professional experience" preceded by Associate membership. (Associate members are not eligible for Active membership or the registration examination until the qualifying experience is completed.) A minimum of two endorsements is required.
    - 1. Sponsor
    - 2. Secondary endorser

C. Master's Degree

- 1. Qualifying experience:
  - a. Six months of full-time or 12 months half-time of successful experience in practice of dietetics within the last 5 years. This experience should follow completion of current ADA academic requirements. However, experience concurrent with the last course requirement will be considered. Teaching experience must be beyond high school level. Positions of less than six months will not be considered. Prior approval not required but recommended.
  - b. A master's degree with a graduate assistantship within the last 5 years is an alternate route to membership. Assistantships must be held for a minimum of one academic year on a half-time (20 hours per week) basis. The academic requirements must be completed by the time the master's degree is granted. Only assistantships in-

cluding a variety of experiences related to the practice of dietetics will be acceptable. Prior approval is required for each individual.

2. Endorsement and Supervision: Two Endorsements are required. One endorser must be involved in the academic or work experience for at least a six month, full-time, continuous period, on the premise with the individual. Preferably both endorser will be Active members of ADA and registered. At least one of the two must be a Registered Active ADA member for the past three years.

- a. Endorsement by the person who has observed, directed, and evaluated the applicant as satisfactory in the academic program.
- b. A second endorsement is required from a person who has been in a position to supervise the applicant's work throughout the period of experience and is qualified to professionally assess the applicant's performance.

D. Doctoral Degree

- 1. Qualifying experience:
  - a. Six months' qualifying experience will be required in teaching, research or practice in dietetics.
- 2. Endorsements—same as for Master's degree.

III. Associate Membership#

A. An interim category with a time limit of 8 years to satisfy requirements for Active Membership. Experience requirements as outlined with the Baccalaureate or a Master's degree must be completed. Recency of educational requirements may be completed concurrently with experience.

Should Associate membership lapse the work experience performed during the time of non-membership is not applicable to the three years of necessary experience. Individuals taking over five years to complete the necessary three years of experience will be subject to meeting the recency of education requirements prior to transfer of status.

B. This category is available to any person who:

- 1. Has a minimum of a baccalaureate degree
- 2. Satisfies current academic requirements for Active membership.
- 3. Plans to complete one of the approved experience options.

IV. Recency of Education Requirements

Additional coursework in dietetics or some related area is required to "update" degrees and/or academic requirements, which were completed five or more years prior to application. These courses must be upper division or graduate level. The semester hours required will vary as indicated below.

Effective January 1, 1979, the recency of education requirements are as follows with Baccalaureate, Masters or Doctoral Degree:

Up to 5 years	0 semester hours
5 to 10 years	6 semester hours
10 to 20 years	9 semester hours
20 years and over	12 semester hours
Or in quarter hours:	
Up to 5 years	0 quarter hours
5 to 10 years	9 quarter hours
10 to 20 years	14 quarter hours
20 years and over	18 quarter hours

\* Minimum academic requirements on reverse side. Refer to Plan IV.  
# Eligibility for the registration examination is established by completion of the requirements as outlined for Baccalaureate, M.S., Doctoral degrees.  
Note: R.D.® is The American Dietetic Association's trademark for Registered Dietitian.

The College or University's plan for meeting these academic requirements must be approved by the ADA before they can be applied to the individual student. See I. A.2. for documentation of completion of academic requirements.

## Plan IV

### MINIMUM ACADEMIC REQUIREMENTS FOR ADA MEMBERSHIP

#### A Baccalaureate Degree Including Basic Requirements Plus One Area of Specialization\*\*

AREA OF SUBJECT MATTER	BASIC REQUIREMENTS	AREAS OF SPECIALIZATION IN DIETETICS			
		General	Management	Clinical	Community
Physical & Biological Sciences	Chemistry, inorganic and organic  Human physiology  Microbiology	Biochemistry		Biochemistry Biochemical analysis  <sup>b</sup> Anatomy or <sup>b</sup> advanced physiology or <sup>b</sup> genetics	Biochemistry
Behavioral & Social Sciences	Sociology or psychology (principles)  Economics	Cultural anthropology or sociology	Labor economics or relations	Cultural anthropology or sociology	Cultural anthropology or sociology  <sup>c</sup> Psychology
Professional Sciences	Food (composition, physical and chemical changes, quality, acceptability, and aesthetics) Prerequisite: organic chemistry Nutrition Prerequisites: human physiology & organic chemistry Management theory and principles	Food service systems management  Nutrition in disease Prerequisite: biochemistry	Food service systems management  Principles of business organization (Management of personnel)  Financial management	Additional nutrition course Prerequisite: biochemistry  Nutrition in disease Prerequisite: biochemistry	Nutrition in disease Prerequisite: biochemistry  Nutrition and community health Prerequisite: biochemistry  Food service systems management (volume food service in the community)
Communication Sciences	Writing (creative or technical)  <sup>a</sup> Mathematics to intermediate algebra Learning theory or educational methods	<sup>b</sup> Data processing (computer logic)  or <sup>b</sup> Data evaluation (statistics)	Data processing (computer logic)  or Data evaluation (statistics)	Data evaluation (statistics)	Data evaluation (statistics)

<sup>a</sup>May be acquired prior to college entrance

<sup>b</sup>Recommended, not required

<sup>c</sup>If not completed in Basic Requirements

Adopted July 1, 1972

\*\*Minimum Academic Requirements are expressed in terms of *basic competencies* rather than in specific credit hours. In *knowledge areas*, not in courses.

IV. The requirements for a registered dietitian and dietitian are found in La. R.S. 37:3081 A and B and Parts II and III of these Rules.

V. Louisiana Dietetic Association, Executive Board is hereby designed by the Secretary to:

(a) receive and investigate complaints regarding title violations of La. R.S. 37:3081 et seq, and make recommendations to the Secretary;

(b) monitor compliance with the provisions of La. R.S. 37:3081 et seq. and these Rules;

(c) advise, comment, propose, etc. to the Secretary on legislation pertaining to nutrition and dietetics; and

(d) make recommendations to the Secretary on the Rules necessary to implement the provisions of La. R.S. 37:3081 et seq.

VI. Enforcement

The Secretary may enforce these standards in accordance with the provisions of R.S. 37:3082

Roger P. Guissing  
Secretary

## RULE

### Department of Revenue and Taxation Tax Commission

The Louisiana Tax Commission has adopted rules, regulations and guidelines relating to the assessment of real and personal property.

#### 3. Inventories

##### a. Inventory Values. The law provides that:

in the assessment of merchandise or stock in trade on hand, the inventory value of the merchandise shall be ascertained by computing the cost or purchase price at the point of origin, plus the carrying charges to the point of destination, and the average value as so determined during the year preceding the calendar year in which the assessment is made shall be the basis for fixing the assessed value (R.S. 47:1961).

##### b. Inventory Records. The law provides that:

all persons, engaged in the business of retailing or wholesaling merchandise in the state, whose gross sales shall be in excess of fifteen thousand dollars (\$15,000.00), shall make and keep an inventory of their merchandise, fixtures, machinery, equipment and other assets within the state showing the quantity, description and value thereof as of the first day of January of each year; such persons shall likewise make and keep on hand a true and accurate record of all other business transactions had in connection with their stores, mercantile or manufacturing establishments.

##### c. Inspections of Inventories and Records. The law provides that:

these inventories and records shall be separately made for and kept on hand in each store or establishment within the state, and shall be open for inspection by the tax assessor or any of his deputies, or any other taxing authority, at any reasonable time: when demanded by one of the officers at such time, the inventories and records shall be produced and the officers afforded the opportunity to make a complete and thorough examination of the

inventory and records for the purpose of ascertaining the proper assessment to be made of the property of such person. The inventories and records for more than one establishment belonging to the same person may be kept for inspection at one place of business within the state, but in this event such records shall be open for inspection to the assessors and their deputies, or any other taxing authorities of the entire state, and shall be made in such manner as to segregate the stores or establishments from each other and from those in other parishes, and information as to the place where such inventories and records are kept shall be given the tax assessors and deputies and other taxing authorities on demand (R.S. 47:1961).

d. Preservation of Inventory Records. The law provides that:

the inventories and records herein provided to be made and kept shall be kept on hand as herein provided for a period of three years from December 31st of the year for which they were made or kept (R.S. 47:1961).

4. Listing and Assessing of Notes and Indebtedness

All credits, including open accounts, bills receivable, judgments and all promissory notes, not exempt, shall be assessed at the personal property ratio. Valuation shall be at an average of the capital employed in the business after deduction from accounts payable, bills payable and other liabilities of a similar character, not exempt. Liabilities due from branches or subsidiaries shall not be deducted (R.S. 47:1962).

Indebtedness and all evidence of indebtedness shall be taxable only at the situs and domicile of the holder or owner thereof (R.S. 47:1952).

E. Statutes Pertaining to Specific Real Property

R.S. 9:1131.9 provides that timeshare property shall be assessed as a single entity unless the property is subject to the Louisiana Condominium Act. The statute further provides that the managing entity shall have the responsibility for collecting and paying the taxes. Further, a timeshare unit subject to a condominium declaration shall not exceed the assessed value of non-timesharing condominium units, apartments or other accommodation.

DEFINITIONS PERTAINING TO  
REAL AND PERSONAL PROPERTY

Composite Multiplier is a factor obtained by multiplying the cost index for the base year times percent good.

Depreciation is loss in value due to any cause. It is the difference between the value of a structural improvement or piece of equipment and its reproduction or replacement cost as of the date of valuation.

Economic Life is the normal useful life of the property as experienced by a particular business or industry.

Economic Obsolescence is loss in value due to causes outside the property and independent of it, and not included in physical deterioration.

Effective Age of a property is its age as compared with other properties performing like functions. It is the actual age less the age which has been taken off by facelifting, structural reconstruction, removal of functional inadequacies, modernization of equipment, etc. It is an age which reflects a true remaining life for the property, taking into account the typical life expectancy of buildings or equipment of its class and usage. It is a matter of judgement, taking all factors into consideration.

Extended Life Expectancy is the increased life expectancy due to seasoning and proven ability to exist. Just as a person will have a total normal life expectancy at birth which increases as he grows older, so it is with structures and equipment.

Fair Market Value is the price for property which would be agreed upon between a fully informed buyer and seller, under normal circumstances.

Functional Obsolescence is loss in value due to lack of utility or desirability of part or all the property, inherent to the improvement or equipment. Thus a new structure or piece of equipment may suffer functional obsolescence.

Inventory is defined as raw materials, work in process, finished goods or supplies.

Non-Operating or Non-Utility Property is property owned by a public service company used for purposes other than the normal operation of that public service company. It includes property held for future use or development, property leased to third parties, and certain other property not included in the company rate base. (This definition is for sole purpose of establishing the criteria for determining when the property is to be assessed by local tax assessor in accordance with R.S. 47:1853 (c).)

Percent Good equals 100% less the percentage of cost represented by depreciation. It is the present value of the structure or equipment at the time of

Table 1.1  
OFFICE EQUIPMENT

COST INDEX (AVERAGE)		AVERAGE ECONOMIC LIFE 10 YEARS		
YEAR	INDEX	EFFECTIVE AGE	PERCENT GOOD	COMPOSITE MULTIPLIER
1983	0.991	1	92	.91
1982	1.009	2	84	.85
1981	1.057	3	76	.80
1980	1.166	4	67	.78
1979	1.282	5	58	.74
1978	1.401	6	49	.69
1977	1.507	7	39	.59
1976	1.587	8	30	.48
1975	1.686	9	24	.40
1974	1.881	10	21	.40
1973	2.178	11	20	.44

Table 1.2  
OFFICE FURNITURE AND FIXTURES

COST INDEX (AVERAGE)		AVERAGE ECONOMIC LIFE 15 YEARS		
YEAR	INDEX	EFFECTIVE AGE	PERCENT GOOD	COMPOSITE MULTIPLIER
1983	0.991	1	95	.94
1982	1.009	2	90	.91
1981	1.057	3	85	.90
1980	1.166	4	79	.92
1979	1.282	5	73	.94
1978	1.401	6	68	.95
1977	1.507	7	62	.93
1976	1.587	8	55	.87
1975	1.686	9	49	.83
1974	1.881	10	43	.81
1973	2.178	11	37	.81
1972	2.256	12	31	.70
1971	2.332	13	26	.61
1970	2.470	14	23	.57
1969	2.628	15	21	.55
1968	2.743	16	20	.55

TABLE 2.1  
 FLOATING EQUIPMENT  
 MOTOR VESSELS

COST INDEX (AVERAGE)		AVERAGE ECONOMIC LIFE 12 YEARS		
YEAR	INDEX	EFFECTIVE AGE	PERCENT GOOD	COMPOSITE MULTIPLIER
1983	0.991	1	94	.93
1982	1.009	2	87	.88
1981	1.057	3	80	.85
1980	1.166	4	73	.85
1979	1.282	5	66	.85
1978	1.401	6	58	.81
1977	1.507	7	50	.75
1976	1.587	8	43	.68
1975	1.686	9	36	.61
1974	1.881	10	29	.55
1973	2.178	11	24	.52
1972	2.256	12	22	.50
1971	2.332	13	20	.47

CONSIDERATION OF OBSOLESCENCE

Economic and/or functional obsolescence is a loss in value of personal property above and beyond physical deterioration. Upon a showing of evidence of such loss, substantiated by the taxpayer in writing, economic or functional obsolescence shall be given.

Table 2.2  
 FLOATING EQUIPMENT  
 BARGES

YEAR	COST INDEX (AVERAGE) INDEX	AVERAGE ECONOMIC LIFE		
		EFFECTIVE AGE	20 YEARS	
			PERCENT GOOD	COMPOSITE MULTIPLIER
1983	0.991	1	97	.96
1982	1.009	2	93	.94
1981	1.057	3	90	.95
1980	1.166	4	86	1.00
1979	1.282	5	82	1.05
1978	1.401	6	78	1.09
1977	1.507	7	74	1.12
1976	1.587	8	70	1.11
1975	1.686	9	65	1.10
1974	1.881	10	60	1.13
1973	2.178	11	55	1.20
1972	2.256	12	50	1.13
1971	2.332	13	45	1.05
1970	2.470	14	40	.99
1969	2.628	15	35	.92
1968	2.743	16	31	.85
1967	2.850	17	27	.77
1966	2.968	18	24	.71
1965	3.060	19	22	.67
1964	3.099	20	21	.65
1963	3.133	21	20	.63

CONSIDERATION OF OBSOLESCENCE

Economic and/or functional obsolescence is a loss in value of personal property above and beyond physical deterioration. Upon a showing of evidence of such loss, substantiated by the taxpayer in writing, economic or functional obsolescence shall be given.

TABLE 3.1SUBSURFACE EQUIPMENT OF  
OIL, GAS AND ASSOCIATED WELLS

The Fair Market Value and Assessed Value schedule below covers only that portion of subsurface equipment subject to ad valorem taxation. Economic and/or functional obsolescence is a loss in value of personal property above and beyond physical deterioration. Upon a showing of evidence of such loss, substantiated by the taxpayer in writing, economic or functional obsolescence shall be deducted from the fair market value per foot indicated. See explanations in OG Section regarding assessment of Multiple Completion Wells.

<u>PRODUCING DEPTHS</u>	<u>FAIR MARKET VALUE BY DEPTH PER FOOT</u>	<u>ASSESSED VALUE BY DEPTH PER FOOT</u>
0 - 1,249 ft.	\$ 1.67	\$ .25
1,250 - 2,499 ft.	1.73	.26
2,500 - 3,749 ft.	3.69	.55
3,750 - 4,999 ft.	8.52	1.28
5,000 - 7,499 ft.	12.21	1.83
7,500 - 9,999 ft.	15.19	2.28
10,000 - 12,499 ft.	16.43	2.46
12,500 - 14,999 ft.	23.00	3.45
15,000 - 17,499 ft.	30.22	4.53
17,500 - 19,999 ft.	42.14	6.32
20,000 - Deeper ft.	48.07	7.21

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>DAMPENERS</u> - (See Metering Equipment - "Recorders")		
<u>DESORBERS</u> - No metering equipment included.		
125# Desorber . . . . .	\$ 28,660	\$ 4,300
300# Desorber . . . . .	34,200	5,130
500# Desorber . . . . .	34,920	5,240
<u>DESTROILETS</u> - (See Metering Equipment - "Regulators")		
<u>DESURGERS</u> - (See Metering Equipment - "Regulators")		
<u>DESILTERS</u> - (See Metering Equipment - "Regulators")		
<u>DIATROLLERS</u> - (See Metering Equipment - "Regulators")		
<u>DOCKS, PLATFORMS, BUILDINGS</u> - (Assessed on an individual basis)		
<u>DRY DEHYDRATORS (DRIERS)</u> - (See "Scrubbers")		
<u>ENGINES - UNATTACHED</u> (Only includes engine & skids)		
Per Horsepower . . . . .	70	10
<u>EVAPORATORS</u> - No metering equipment included.		
CLASS I . . . . .	2,400	360
CLASS II . . . . .	4,800	720
CLASS III . . . . .	7,200	1,080
<u>EXPANDER UNIT</u> - No metering equipment included.		
Per Unit . . . . .	9,470	1,420
<u>FLOW SPLITTERS</u> - No metering equipment included.		
48 In. Diameter Vessel . . . . .	4,580	690
72 In. Diameter Vessel . . . . .	5,820	870
96 In. Diameter Vessel . . . . .	8,590	1,290
120 In. Diameter Vessel . . . . .	12,080	1,810
<u>FIRE CONTROL SYSTEM</u> - (Assessed on an individual basis)		
<u>FURNITURE &amp; FIXTURES</u> - (Assessed on an individual basis)		
Field operations only according to location.		
<u>GAS COMPRESSORS</u> - Package unit - skids, scrubbers, cooling		
system and power controls. No metering or		
regulating equipment.		
Up to 1500 Horsepower (Per H.P.) . . . . .	370	60
1501 and Up . . . . . (Per H.P.) . . . . .	180	30

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>GAS COOLERS</u> - No metering equipment.		
CLASS 10 CF . . . . (Per Unit) . . . . .	\$ 10,190	\$ 1,530
CLASS 12 CF . . . . (Per Unit) . . . . .	10,910	1,640
CLASS 14 CF . . . . (Per Unit) . . . . .	11,640	1,750
CLASS 16 CF . . . . (Per Unit) . . . . .	12,370	1,860
CLASS 18 CF . . . . (Per Unit) . . . . .	13,820	2,070
<u>GENERATORS</u> - Package Unit Only - No special installation.		
Per K.W. . . . .	140	20
<u>GLYCOL DEHYDRATION</u> - Package unit - including pressure gauge, relief valve, and regulator. No other metering equipment.		
Up to 4.0 MMCF/D . . . . .	6,550	980
4.1 to 5.0 MMCF/D . . . . .	8,360	1,250
5.1 to 10.0 MMCF/D . . . . .	8,950	1,340
10.1 to 15.0 MMCF/D . . . . .	11,570	1,740
15.1 to 20.0 MMCF/D . . . . .	17,460	2,620
20.1 to 25.0 MMCF/D . . . . .	18,990	2,850
25.1 to 30.0 MMCF/D . . . . .	25,030	3,750
30.1 to 50.0 MMCF/D . . . . .	31,000	4,650
50.1 to 75.0 MMCF/D . . . . .	49,480	7,420
75.1 & UP . . . . .	74,220	11,130
<u>HEATERS</u> - Includes unit, safety valves, regulators and automatic shut-down. No metering equipment.		
<u>STEAM BATH - DIRECT HEATER</u>		
24 In. Diameter Vessel - 250,000 BTU/HR Rate	3,560	530
30 In. Diameter Vessel - 500,000 BTU/HR Rate	5,020	750
36 In. Diameter Vessel - 750,000 BTU/HR Rate	6,250	940
48 In. Diameter Vessel - 1,000,000 BTU/HR Rate	8,440	1,270
60 In. Diameter Vessel - 1,500,000 BTU/HR Rate	11,420	1,710
<u>WATER BATH - INDIRECT HEATER</u>		
24 In. Diameter Vessel - 250,000 BTU/HR Rate	2,180	330
30 In. Diameter Vessel - 500,000 BTU/HR Rate	2,910	440
36 In. Diameter Vessel - 750,000 BTU/HR Rate	4,070	610
42 In. Diameter Vessel - 1,000,000 BTU/HR Rate	4,730	710
48 In. Diameter Vessel - 1,500,000 BTU/HR Rate	6,920	1,040

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>STEAM - (STEAM GENERATORS)</u>		
24 In. Diameter Vessel - 250,000 BTU/HR Rate	\$ 1,460	\$ 220
30 In. Diameter Vessel - 450,000 BTU/HR Rate	1,970	300
36 In. Diameter Vessel - 500 to 750,000 BTU/HR	2,330	350
48 In. Diameter Vessel - 1 to 2,000,000 BTU/HR	3,860	580
60 In. Diameter Vessel - 2 to 3,000,000 BTU/HR	5,740	860
72 In. Diameter Vessel - 3 to 6,000,000 BTU/HR	10,620	1,590
96 In. Diameter Vessel - 6 to 8,000,000 BTU/HR	17,320	2,600

HEAT EXCHANGE UNITS - SKID MOUNTED - (See Production Units)

HEATER TREATERS - Necessary controls, gauges, valves and piping. No metering equipment included.

HEATER-TREATERS - Non-Metering

4 x 20 ft. . . . .	3,490	520
4 x 27 ft. . . . .	4,220	630
6 x 20 ft. . . . .	4,650	700
6 x 27 ft. . . . .	5,530	830
8 x 20 ft. . . . .	6,180	930
8 x 27 ft. . . . .	6,830	1,020
10 x 20 ft. . . . .	7,200	1,080
10 x 27 ft. . . . .	8,010	1,200

HEATER-TREATERS-METERING - Also includes metering section with dump counters.

3 x 15 ft. . . . .	6,550	980
4 x 22 ft. . . . .	7,200	1,080
6 x 22 ft. . . . .	8,730	1,310
8 x 22 ft. . . . .	10,910	1,640
10 x 22 ft. . . . .	13,820	2,070

L.A.C.T. (LEASE AUTOMATIC CUSTODY TRANSFER) - (See Metering)

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>L.T.X. (LOW TEMPERATURE EXTRACTION)</u> - Includes safety valves, temperature controllers, chokes, regulators, metering equipment, etc. - complete unit.		
RANGE I - Up to 5.0 MMCF/D . . . . .	\$ 28,820	\$ 4,320
RANGE II - 5.1 to 10.0 MMCF/D . . . . .	40,750	6,110
RANGE III - 10.1 to 15.0 MMCF/D . . . . .	52,090	7,810
RANGE IV - 15.1 and up MMCF/D . . . . .	67,230	10,080
<u>LIQUA METER UNITS</u> - (See Metering Equipment)		
<u>MANIFOLDS</u> - (See Metering Equipment)		
<u>MATERIAL &amp; SUPPLIES - INVENTORIES</u> - (Assessed on an individual basis)		
<u>METER CALIBRATING VESSELS</u> - (See Metering Equipment)		
<u>METER PROVER TANKS</u> - (See Metering Equipment)		
<u>METER RUNS</u> - (See Metering Equipment)		
<u>METER CONTROL STATIONS</u> - (Assessed on an individual basis)		
Not considered Communication Equipment.		
<u>METERING EQUIPMENT</u>		
<u>ACTUATORS</u> - Hydraulic, pneumatic & electric valves.	1,460	220
<u>CONTROLLERS</u> - Time cycle valve - valve controlling device (Also known as Intermittent)	880	130
<u>FLUID METERS:</u>		
<u>1 Level Control</u>		
24 In. Diameter Vessel - 1/2 bbl. dump	1,090	160
30 In. Diameter Vessel - 1 bbl. dump	1,230	180
36 In. Diameter Vessel - 2 bbl. dump	1,530	230
<u>2 Level Control</u>		
20 In. Diameter Vessel - 1/2 bbl. dump	1,350	200
24 In. Diameter Vessel - 1/2 bbl. dump	1,460	220
30 In. Diameter Vessel - 1 bbl. dump	1,530	230
36 In. Diameter Vessel - 2 bbl. dump	2,330	350

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>L.A.C.T. &amp; A.T.S. UNITS</u>		
30 lb. discharge . . . . .	\$ 5,310	\$ 800
60 lb. discharge . . . . .	6,760	1,010
<u>SOLAR PANELS</u>		
Per Unit (10" x 10") . . . . .	210	30
<u>METER RUNS - Piping, Valves &amp; Supports - No Meters</u>		
2 In. piping & valve . . . . .	880	130
3 In. piping & valve . . . . .	1,050	160
4 In. piping & valve . . . . .	1,230	180
6 In. piping & valve . . . . .	1,890	280
8 In. piping & valve . . . . .	2,840	430
10 In. piping & valve . . . . .	4,440	670
12 In. piping & valve . . . . .	4,800	720
14 In. piping & valve . . . . .	7,270	1,090
16 In. piping & valve . . . . .	11,640	1,750
18 In. piping & valve . . . . .	16,000	2,400
20 In. piping & valve . . . . .	21,830	3,270
22 In. piping & valve . . . . .	30,560	4,580
24 In. piping & valve . . . . .	42,200	6,330
<u>RECORDERS (METERS)- Includes both static element and</u> tube drive pulsation dampener - also one and two pen operation.		
Per Meter . . . . .	580	90
<u>METERING VESSELS (ACCUMULATORS)</u>		
1 bbl. Calibration Plate - (24 x 10) . .	690	100
5 bbl. Calibration Plate - (24 x 10) . .	1,670	250
7.5 bbl. Calibration Plate - (30 x 10). .	1,890	280
10 bbl. Calibration Plate - (36 x 10) . .	2,110	320
<u>MANIFOLDS - MANUAL OPERATED</u>		
<u>HIGH PRESSURE</u>		
Per Well . . . . .	1,740	260
Per Valve . . . . .	880	130
<u>LOW PRESSURE</u>		
Per Well . . . . .	880	130
Per Valve . . . . .	440	70

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>MANIFOLDS - AUTOMATIC OPERATED</u>		
<u>HIGH PRESSURE</u>		
Per Well . . . . .	\$ 4,660	\$ 700
Per Valve . . . . .	2,330	350
<u>LOW PRESSURE</u>		
Per Well . . . . .	3,780	570
Per Valve . . . . .	1,890	280
NOTE: Automatic Operated System includes gas hydraulic and pneumatic valve actuators, (or motorized valves), block valves, flow monitors - in addition to normal equipment found on manual operated system.		
<u>NO METERING EQUIPMENT INCLUDED</u>		
<u>PROVER TANKS</u>		
5 bbl. (4 x 8) . . . . .	3,130	470
10 bbl. (5 x 8) . . . . .	3,640	550
15 bbl. (6 x 9) . . . . .	4,070	610
20 bbl. (6 x 10) . . . . .	4,220	630
25 bbl. (8 x 9) . . . . .	4,950	740
<u>REGULATORS</u>		
Per Unit . . . . .	580	90
<u>PIPE LINES - LEASE LINES</u>		
<u>STEEL</u>		
2 In. Nominal Size - Per Mile . . . .	5,460	820
2 1/2 In. Nominal Size - Per Mile . .	6,920	1,040
3 & 3 1/2 In. Nominal Size - Per Mile	8,730	1,310
4, 4 1/2 & 5 In. Nominal Size - Per Mile	12,370	1,860

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>PIPELINES - Continued</u>		
<u>PLASTIC - P.V.C.</u>		
2 In. Nominal Size - Per Mile . . . .	\$ 2,180	\$ 330
2 1/2 In. Nominal Size - Per Mile . .	2,550	380
3 In. Nominal Size - Per Mile . . . .	2,910	440
4 In. Nominal Size - Per Mile . . . .	3,640	550
6 In. Nominal Size - Per Mile . . . .	5,460	820
<u>PLASTIC - FIBERGLASS</u>		
2 In. Nominal Size - Per Mile . . . .	4,370	660
3 In. Nominal Size - Per Mile . . . .	6,180	930
4 In. Nominal Size - Per Mile . . . .	7,640	1,150
6 In. Nominal Size - Per Mile . . . .	13,460	2,020
<u>PIPE STOCK - (Assessed on an individual basis)</u>		
<u>PIPE STOCK - EXEMPT - (Under La. Const. Art. 7, § 21 (D-3))</u>		
<u>PRODUCTION UNITS</u>		
CLASS I - Per Unit - 1 Separator & 1 Heater	5,970	900
CLASS II - Per Unit - 2 Separators & 1 Heater	8,690	1,300
<u>PRODUCTION PROCESS UNITS - These units are by specific design and not in the same category as gas compressors, liquid and gas production units or pump-motor units. Assessed on an individual basis.</u>		
<u>PUMPS - IN LINE</u>		
Per horsepower rating of motor . . . .	70	10
<u>PUMP-MOTOR UNIT - Pump and Motor Only</u>		
CLASS I (Water Flood, SW disposal, P/L, etc.)		
Up to 300 HP - Rated on Per HP of Motor	140	20
CLASS II (High Pressure injection, etc.)		
301 and Up HP - Rated on Per HP of Motor	210	30

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>PUMPING UNITS - CONVENTIONAL &amp; BEAM BALANCE UNITS</u>		
Assessed according to well depth on which unit is operating.		
0 - 1,250 ft. well depth . . . .	\$ 610	\$ 90
1,251 - 2,500 ft. well depth . . . .	1,230	180
2,501 - 3,750 ft. well depth . . . .	2,550	380
3,751 - 5,000 ft. well depth . . . .	4,000	600
5,001 - 7,500 ft. well depth . . . .	4,370	660
7,501 - 10,000 ft. well depth . . . .	5,820	870
10,001 - 12,500 ft. well depth . . . .	6,550	980
12,501 - 15,000 ft. well depth . . . .	8,010	1,200
15,001 - 17,500 ft. well depth . . . .	9,460	1,420
17,501 - 20,000 ft. well depth . . . .	13,100	1,970
20,001 - deeper ft. well depth . . . .	15,280	2,290

For "Air Balance" and "Heavy Duty" units multiply the above market value by 1.30.

REGENERATORS (ACCUMULATOR) - (See Metering Equipment)

SAMPLER - (See Metering Equipment "Fluid Meters".)

SCRUBBERS - TWO CLASSES

CLASS I - Manufactured, for use with other major equipment and at times included with such equipment as part of a package unit.

8 In. Diameter Vessel . . . . .	800	120
10 In. Diameter Vessel . . . . .	1,160	170
12 In. Diameter Vessel . . . . .	1,310	200

CLASS II - Small "in-line" scrubber used in flow system usually direct from a gas well. Much of this type is "shop-made" and not considered as major scrubbing equipment.

8 In. Diameter Vessel . . . . .	210	30
12 In. Diameter Vessel . . . . .	290	40

NO METERING OR REGULATING EQUIPMENT INCLUDED IN THE ABOVE

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>SKIMMER TANKS</u> - (See Flow Tanks in tank section)		
<u>STABILIZERS</u> - Per Unit. . . . .	\$ 510	\$ 80
<u>SEPARATORS</u> - (No metering equipment included)		
125 PSI Vessel. . . . .	4,000	600
230 PSI Vessel. . . . .	4,950	740
500 PSI Vessel. . . . .	7,270	1,090
600 PSI Vessel. . . . .	7,640	1,150
1,000 PSI Vessel. . . . .	8,730	1,310
1,200 PSI Vessel. . . . .	10,190	1,530
1,440 PSI Vessel. . . . .	11,640	1,750
1,500 PSI Vessel. . . . .	12,370	1,860
2,000 PSI Vessel. . . . .	15,650	2,350
3,000 PSI Vessel. . . . .	18,190	2,730
4,000 PSI Vessel. . . . .	22,200	3,330
5,000 PSI Vessel. . . . .	26,190	3,930
6,000 PSI Vessel. . . . .	31,280	4,690
<u>SUMP/DUMP TANKS</u> - (See Metering Equipment "Fluid Tanks")		
<u>TANKS</u> - No metering equipment		
<u>FLOW TANKS</u> (Receiver or Gunbarrel)		
50 to 548 bbl. range		
Average tank size - 250 bbl. - per barrel	10.91	1.64
<u>STOCK TANK</u> (Lease Tank)		
100 to 750 bbl. range		
Average tank size - 300 bbl. - per barrel	8.00	1.20
<u>STORAGE TANKS</u> (Closed Top) - Per Barrel		
1,000 barrel . . . . .	11.65	1.75
1,500 barrel . . . . .	9.82	1.47
2,000 barrel . . . . .	7.64	1.15
2,001 - 5,000 barrel . . . . .	4.72	.71
5,001 - 10,000 barrel . . . . .	3.27	.49
10,001 - 15,000 barrel . . . . .	2.54	.38
15,001 - 55,000 barrel . . . . .	2.18	.33
55,001 - 150,000 barrel . . . . .	1.83	.27

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>INTERNAL FLOATING ROOF - Per Barrel</u>		
10,000 barrel. . . . .	\$ 4.72	\$ .71
20,000 barrel. . . . .	3.63	.54
30,000 barrel. . . . .	2.92	.44
50,000 barrel. . . . .	2.54	.38
55,000 barrel. . . . .	2.54	.38
80,000 barrel. . . . .	2.18	.33
100,000 barrel. . . . .	1.83	.27
<u>PONTOON FLOATING ROOF - Per Barrel</u>		
10,000 barrel. . . . .	5.46	.82
20,000 barrel. . . . .	4.01	.60
40,000 barrel. . . . .	3.27	.49
50,000 barrel. . . . .	2.92	.44
80,000 barrel. . . . .	2.54	.38
100,000 barrel. . . . .	2.18	.33
150,000 barrel. . . . .	1.83	.27
<u>VAPOR RECOVERY UNIT - No metering equipment</u>		
CLASS I. . . . .	3,200	480
CLASS II . . . . .	6,410	960
CLASS III . . . . .	9,610	1,440
<u>WATER FLOOD EQUIPMENT - (See "Pump-Motor, Class I")</u>		
<u>UTILITY COMPRESSORS</u>		
Per horsepower - rated on motor. . . . .	180	30
<u>WATER KNOCKOUTS - Includes unit, backpressure valve &amp; regulator, but no metering equipment.</u>		
24 In. Diameter Vessel . . . . .	1,160	170
30 In. Diameter Vessel . . . . .	1,460	220
36 In. Diameter Vessel . . . . .	1,740	260
48 In. Diameter Vessel . . . . .	2,760	410
72 In. Diameter Vessel . . . . .	3,860	580
96 In. Diameter Vessel . . . . .	6,180	930
120 In. Diameter Vessel . . . . .	9,310	1,400

TABLE 3.3  
SERVICE STATIONS  
MARKETING PERSONAL PROPERTY  
\*ALTERNATIVE PROCEDURE

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>SIGNS - - - Station Signs</u>		
6 ft. lighted-installed on 12 ft. pole. . .	\$ 440	\$ 70
10 ft. lighted-installed on 16 ft. pole. . .	1,420	210
<u>Rotators - (Additional Equipment)</u>		
Small & Medium Signs. . . . .	280	40
Large Signs . . . . .	490	70
<u>Attachment Signs - For Station Signs</u>		
Lighted - "Self-Serve" (4 x 11 ft.) . . . .	330	50
Lighted - "Pricing" (5 x 9 ft.) . . . . .	550	80
<u>High-Rise Signs</u>		
16 ft. lighted - installed on:		
1 Pole. . . . .	2,620	390
2 Pole. . . . .	3,270	490
3 Pole. . . . .	3,830	570
<u>Attachment Signs - For High-Rise</u>		
Lighted "Self-Serve" (5 x 17 ft.) . . . . .	1,310	200
Lighted "Pricing" (5 x 9 ft.) . . . . .	550	80
<u>LIGHTS - - Light Poles - each. . . . .</u>	50	10
Lights - per pole unit. . . . .	110	20
<u>AIR &amp; WATER UNITS - Above ground. . . . .</u>	160	20
Below ground. . . . .	100	20
<u>AIR COMPRESSORS - 1/3 to 1 H.P. . . . .</u>	290	40
1 1/2 to 5 H.P. . . . .	620	90
<u>PUMPS - - Single - Self contained and/or remote con-</u>		
trolled computer - Non-electronic	600	90
<u>Dual - Non-Electronic . . . . .</u>	1,040	160

<u>PROPERTY DESCRIPTION</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSED VALUE</u>
<u>PUMPS - CONTINUED</u>		
<u>Single</u> - <u>Computerized</u> , non-self-service, post pay, pre/post pay, self- contained and/or remote controlled dispensers . . . . .	\$ 730	\$ 110
<u>Dual</u> - <u>Computerized</u> . . . . .	1,280	190
<u>Read-Out Equipment</u> - At operator of self- service - Per Hose Outlet. . . . .	210	30
<u>Submerged Pumps</u> - Used with remote control equipment, according to number used - per unit. . . . .	300	50
<u>DRIVE ON LIFTS</u> - Single Post. . . . .	980	150
Dual Post. . . . .	1,640	250
<u>CAR WASH EQUIPMENT</u> - In Bay (Roll over brushes) . . . . .	9,610	1,440
In Bay (Pull Through). . . . .	16,920	2,540
Tunnel (40 to 50 ft.). . . . .	32,200	4,830
Tunnel (60 to 75 ft.). . . . .	35,200	5,280
<u>TANKS</u> - - - - - Average for all tank sizes (underground) - per gallon . . . . .	.28	.04

The above represents "Fair Market Value" and "Assessed Value" of modern stations and self-service marketing equipment. Other cost associated with such equipment is included in improvements. Old style stations and equipment should be assessed on an individual basis, at the discretion of the tax assessor, when evidence is furnished to substantiate such action.

\*This ALTERNATIVE ASSESSMENT PROCEDURE should be used ONLY when acquisition cost and age are unknown or unavailable. See GB Section for Normal Assessment Procedure.

TABLE 4.1  
DRILLING RIGS AND RELATED EQUIPMENT

Depth "0" to 3,499 Feet

<u>AGE BRACKET</u>	<u>PERCENT GOOD</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSMENT</u>
0-3 Years	100%	\$ 360,000	\$ 54,000
4-6 Years	85%	306,000	45,900
7-9 Years	70%	252,000	37,800
10-12 Years	55%	198,000	29,700
13 Years or Older	40%	144,000	21,600

Depth 3,500 to 6,999 Feet

<u>AGE BRACKET</u>	<u>PERCENT GOOD</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSMENT</u>
0-3 Years	100%	\$ 764,000	\$ 114,600
4-6 Years	85%	649,000	97,350
7-9 Years	70%	535,000	80,250
10-12 Years	55%	420,000	63,000
13 Years or Older	40%	306,000	45,900

Depth 7,000 to 9,999 Feet

<u>AGE BRACKET</u>	<u>PERCENT GOOD</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSMENT</u>
0-3 Years	100%	\$ 1,091,000	\$ 163,650
4-6 Years	85%	927,000	139,050
7-9 Years	70%	764,000	114,600
10-12 Years	55%	600,000	90,000
13 Years or Older	40%	436,000	65,400

Depth 10,000 to 12,999 Feet

<u>AGE BRACKET</u>	<u>PERCENT GOOD</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSMENT</u>
0-3 Years	100%	\$ 2,619,000	\$ 392,850
4-6 Years	85%	2,226,000	333,900
7-9 Years	70%	1,833,000	274,950
10-12 Years	55%	1,440,000	216,000
13 Years or Older	40%	1,048,000	157,200

TABLE 4.1 - Continued

<u>Depth 13,000 to 19,999 Feet</u>			
<u>AGE BRACKET</u>	<u>PERCENT GOOD</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSMENT</u>
0-3 Years	100%	\$ 3,492,000	\$ 523,800
4-6 Years	85%	2,968,000	445,200
7-9 Years	70%	2,444,000	366,600
10-12 Years	55%	1,921,000	288,150
13 Years or Older	40%	1,397,000	209,550

<u>Depth 20,000 to 24,999 Feet</u>			
<u>AGE BRACKET</u>	<u>PERCENT GOOD</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSMENT</u>
0-3 Years	100%	\$ 4,366,000	\$ 654,900
4-6 Years	85%	3,711,000	556,650
7-9 Years	70%	3,056,000	458,400
10-12 Years	55%	2,401,000	360,150
13 Years or Older	40%	1,746,000	261,900

<u>Depth 25,000 Feet or Deeper</u>			
<u>AGE BRACKET</u>	<u>PERCENT GOOD</u>	<u>FAIR MARKET VALUE</u>	<u>ASSESSMENT</u>
0-3 Years	100%	\$ 5,185,000	\$ 777,750
4-6 Years	85%	4,407,000	661,050
7-9 Years	70%	3,630,000	544,500
10-12 Years	55%	2,852,000	427,800
13 Years or Older	40%	2,074,000	311,100

BARGES (Hull)

Assess Barges (Hull) at 25% of the Assessment for the Rig Age and Value Bracket, and add this to the proper rig assessment to arrive at total for barge and its drilling rig.

WORKOVER RIGS

Assess Workover Rigs at 25% of the Assessment for the Rig Age and Value Bracket.

CONSIDERATION OF OBSOLESCENCE

Economic and/or Functional Obsolescence is a loss in value of personal property above and beyond physical deterioration. Upon a showing of evidence of such loss, substantiated by the taxpayer in writing, economic or functional obsolescence shall be given.

GUIDELINES FOR ASCERTAINING THE  
FAIR MARKET VALUE OF PIPELINES

Pipelines which are not involved in the interstate transmission of products are to be assessed by parish assessors. Two separate classes of pipelines are identified because of differences in function, design and quality. The two classes are "lease lines", which are generally of lower quality, subject to changes in routes, etc.; and "other pipelines" which are generally larger and of higher quality.

Both classes of pipelines are to be assessed in the taxing district where located. A copy of LAT Form 14 is to be provided the pipeline owner. Surface equipment associated with pipelines (compressor stations, booster stations, etc.) are to be reported separately on LAT Form 5. Surface pipeline related equipment is to be valued individually at cost factored to current value less physical deterioration. Pipelines are to be valued for assessment purposes at cost less physical deterioration. A cost schedule is provided for the various sizes of "other pipelines". Represented in this schedule is the cost-new, as of January 1, 1983 for the different size pipelines. This cost is to be reduced for the appropriate allowance for physical deterioration (Table 5.1) based on the age of the pipeline by multiplying replacement cost by the appropriate percent good factor. Where significant functional and economic obsolescence has been proven to the assessor, appropriate allowance should be made on an individual case basis.

Lease Lines

The category "lease lines" represents pipelines which are generally in the two inches to six inches size range. These pipelines are considered to be subject to changes in routes due to equipment and well requirements; and generally are not of the same quality as "other pipelines". These lines are generally associated with wells and surface equipment on the oil and gas production field. Fiberglass and plastic lines which are now being used in some areas are also covered in this category. Refer to Oil and Gas Property Section, Surface Equipment for "lease lines".

TABLE 5.1  
PIPELINE TRANSPORTATION

YEAR	PERCENT GOOD
1983	98
1982	94
1981	91
1980	88
1979	85
1978	81
1977	77
1976	74
1975	70
1974	65
1973	61
1972	57
1971	52
1970	47
1969	44
1968	40
1967	40*
1966	40*
1965	40*
1964	40*
1963	40*
1962	40*
1961	40*

\*Actual Percent Good less than 40,  
minimum indicated.

TABLE 5.2

CURRENT COSTS FOR OTHER PIPELINES

SIZE	COST PER FOOT	COST PER MILE
6"	\$ 13.85	\$ 73,130
8"	19.80	104,540
10"	29.64	156,500
12"	32.32	170,650
14"	38.92	205,500
16"	45.52	240,350
18"	52.45	276,940
20"	59.38	313,530
22"	67.30	355,340
24"	75.19	397,000
26"	82.47	435,440
28"	89.71	473,670
30"	98.30	519,020
32"	106.87	564,270
34"	114.79	606,090
36"	122.71	647,910
38"	131.07	692,050
40"	139.41	736,080
42"	147.78	780,280
44"	156.07	824,050
46"	164.36	867,820
48"	172.67	911,700

TABLE 6.1  
AIRCRAFT (INCLUDING HELICOPTERS)

COST INDEX		AVERAGE ECONOMIC LIFE		
(AVERAGE)		10 Years		
YEAR	INDEX	EFFECTIVE AGE	PERCENT GOOD	COMPOSITE MULTIPLIER
1983	0.991	1	92	.91
1982	1.009	2	84	.85
1981	1.057	3	76	.80
1980	1.166	4	67	.78
1979	1.282	5	58	.74
1978	1.401	6	49	.69
1977	1.507	7	39	.59
1976	1.587	8	30	.48
1975	1.686	9	24	.40
1974	1.881	10	21	.40
1973	2.178	11	20	.44

Computer Equipment

Main frame, on-line peripheral equipment (storage, printer-connected to the main frame) and system support software will have a seven year life. Off-line equipment such as sorters, printers and other equipment will also have a seven year life.

The present day selling price--new, shall represent the base for arriving at fair market value for assessment purposes. The manufacturer-lessor shall submit to each assessment jurisdiction the age and present day selling price--new, of this equipment. If price information is not available, then the last published selling price for new equipment shall be used and shall be factored to present day selling price--new, in accordance with the indexes presented in this manual.

The assessor shall take into consideration the effective age of the equipment and allow depreciation based on the data presented in Table 9.2.

Other Equipment

Equipment leased and offered for sale other than computer equipment shall be classed by activity/type and the appropriate cost index and percent good table used in the same manner as for other like equipment.

The manufacturer-lessor shall submit to each assessment jurisdiction, the age and present day selling price--new, of this equipment. If such price information is not available, then the last published selling price--new, shall be used and shall be factored to present day selling price--new, in accordance with the indexes presented in this manual.

The Assessor shall take into consideration the effective age of the equipment and allow depreciation based on the data presented in Table 9.2.

Leased Property - Lessor Is Not Manufacturer

Leased personal property, when the lessor is not the manufacturer, shall be reported by and assessed to the lessor in the taxing district where the property is located on January 1 of each year. The lessee shall be required to furnish the owner's name and address. The Fair Market Value of such leased personal property shall be determined in the same manner as any other personal property.

TABLE 11.2  
COST INDEXES

<u>YEAR</u>	<u>NATIONAL AVERAGE</u>	
	1926 = 100	January 1, 1983 = 100*
1983	755.8	0.991
1982	742.4	1.009
1981	709.2	1.057
1980	642.8	1.166
1979	584.4	1.282
1978	534.7	1.401
1977	497.1	1.507
1976	472.1	1.587
1975	444.3	1.686
1974	398.4	1.881
1973	344.1	2.178
1972	332.1	2.256
1971	321.3	2.332
1970	303.3	2.470
1969	285.1	2.628
1968	273.2	2.743
1967	262.9	2.850
1966	252.5	2.968
1965	244.9	3.060
1964	241.8	3.099
1963	239.2	3.133
1962	238.5	3.142
1961	237.2	3.159
1960	237.7	3.152
1959	234.9	3.190
1958	231.0	3.244

\*Reappraisal Date: January 1, 1983 - 749.3 (Base Year)

TABLE 11.3  
PERCENT GOOD

<u>SUB- TABLE #1</u>		<u>SUB- TABLE #2</u>		<u>SUB- TABLE #3</u>		<u>SUB- TABLE #4</u>		<u>SUB- TABLE #5</u>		<u>SUB- TABLE #6</u>		<u>SUB- TABLE #7</u>		<u>SUB- TABLE #8</u>	
3 Years		5 Years		8 Years		10 Years		12 Years		15 Years		20 Years		25 Years	
<u>AGE</u>	<u>% GOOD</u>	<u>AGE</u>	<u>% GOOD</u>	<u>AGE</u>	<u>% GOOD</u>	<u>AGE</u>	<u>% GOOD</u>	<u>AGE</u>	<u>% GOOD</u>	<u>AGE</u>	<u>% GOOD</u>	<u>AGE</u>	<u>% GOOD</u>	<u>AGE</u>	<u>% GOOD</u>
1	70	1	85	1	90	1	92	1	94	1	95	1	97	1	98
2	49	2	69	2	79	2	84	2	87	2	90	2	93	2	95
3	34	3	52	3	67	3	76	3	80	3	85	3	90	3	93
4	20	4	34	4	54	4	67	4	73	4	79	4	86	4	90
		5	23	5	43	5	58	5	66	5	73	5	82	5	87
		6	20	6	33	6	49	6	58	6	68	6	78	6	84
				7	26	7	39	7	50	7	62	7	74	7	81
				8	22	8	30	8	43	8	55	8	70	8	78
				9	20	9	24	9	36	9	49	9	65	9	75
								10	29	10	43	10	60	10	71
								11	24	11	37	11	55	11	68
										12	31	12	50	12	64
										13	26	13	45	13	60
												14	40	14	56
												15	35	15	52
												16	31	16	48
													27	17	44
													24	18	39
													22	19	34
													21	20	30
														21	26
														22	23
														23	21
														24	20
														25	20
														26	20

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GB-8

12/13/83

TABLE 11.4

COMPOSITE MULTIPLIERS

<u>SUB- TABLE #1</u>		<u>SUB- TABLE #2</u>		<u>SUB- TABLE #3</u>		<u>SUB- TABLE #4</u>		<u>SUB- TABLE #5</u>		<u>SUB- TABLE #6</u>		<u>SUB- TABLE #7</u>		<u>SUB- TABLE #8</u>	
3 Years		5 Years		8 Years		10 Years		12 Years		15 Years		20 Years		25 Years	
<u>AGE</u>	<u>C.M.</u>	<u>AGE</u>	<u>C.M.</u>	<u>AGE</u>	<u>C.M.</u>	<u>AGE</u>	<u>C.M.</u>	<u>AGE</u>	<u>C.M.</u>	<u>AGE</u>	<u>C.M.</u>	<u>AGE</u>	<u>C.M.</u>	<u>AGE</u>	<u>C.M.</u>
1	.69	1	.84	1	.89	1	.91	1	.93	1	.94	1	.96	1	.97
2	.49	2	.70	2	.80	2	.85	2	.88	2	.91	2	.94	2	.96
3	.36	3	.55	3	.71	3	.80	3	.85	3	.90	3	.95	3	.98
4	.23	4	.40	4	.63	4	.78	4	.85	4	.92	4	1.00	4	1.05
		5	.29	5	.55	5	.74	5	.85	5	.94	5	1.05	5	1.12
		6	.28	6	.46	6	.69	6	.81	6	.95	6	1.09	6	1.18
				7	.39	7	.59	7	.75	7	.93	7	1.12	7	1.22
				8	.35	8	.48	8	.68	8	.87	8	1.11	8	1.24
				9	.34	9	.40	9	.61	9	.83	9	1.10	9	1.26
								10	.55	10	.81	10	1.13	10	1.34
								11	.44	11	.81	11	1.20	11	1.48
										12	.70	12	1.13	12	1.44
										13	.61	13	1.05	13	1.40
										14	.57	14	.99	14	1.38
										15	.55	15	.92	15	1.37
										16	.55	16	.85	16	1.32
												17	.77	17	1.25
												18	.71	18	1.16
												19	.67	19	1.04
												20	.65	20	.93
												21	.63	21	.81
														22	.72
														23	.66
														24	.63
														25	.64
														26	.65

CLASSIFICATION

The Modern Soil Surveys published by the U.S. Department of Agriculture, Soil Conservation Service in cooperation with the Louisiana Agricultural Experiment Station listed in Map Index, together with the conversion legends prepared and distributed by the Soil Conservation Service shall be used for determining the use value classification of agricultural, horticultural and timberland. The parishes in which Modern Soil Surveys have been completed are as follows:

Acadia	*Lafourche
Allen	Madison
Ascension	*Morehouse
Assumption	*Natchitoches
*Avoyelles	Ouachita
Bossier	Pointe Coupee
Caddo	Rapides
*Catahoula	Red River
*Concordia	*St. Bernard
East Baton Rouge	St. James
*East Carroll	St. John the Baptist
Evangeline	*St. Landry
Franklin	St. Martin
*Grant	St. Mary
Iberia	Tensas
Iberville	Terrebonne
Jefferson	West Baton Rouge
Lafayette	West Carroll

\* - Modern Soil Survey completed and now being published.

The General Soil Maps published by the U.S. Department of Agriculture, Soil Conservation Service listed in Map Index, together with the conversion legends prepared and distributed by the Soil Conservation Service shall be used for determining use value classification in all other parishes until the time that the Modern Soil Surveys for such parishes are completed. On January of the year after which the Modern Soil Survey for any parish is completed, such Modern Soil Survey shall then be used for determining use value classification for said parish and the use of the General Soil Map in said parish shall thereafter be discontinued.

It is the intent that General Soil Maps are to be used only in the absence of and until Modern Soil Surveys are completed in the future by the U.S. Department of Agriculture, Soil Conservation Service on presently unmapped areas. However, at the option of and by agreement between the assessor and the land owner

MAP INDEX  
 LISTING OF GENERAL SOIL MAPS  
 & MODERN SOIL SURVEYS  
 FOR THE STATE OF LOUISIANA  
 PUBLISHED BY  
 U. S. DEPT. OF AGRIC., SOIL CONSERVATION SERVICE  
 IN COOPERATION WITH  
 LOUISIANA AGRICULTURAL EXPERIMENT STATION

Parish	General Soil Map		Modern Soil Surveys
	Date	Map No.	Date Published or Status
Acadia	July, 1972	4-R-14566-A	Sept., 1962 (series 1959#15)
Allen	Jan., 1970	4-R-28814-A	September, 1980
Ascension	Sept., 1972	4-R-16165-B	August, 1976
Assumption	July, 1970	4-R-15698-A	August, 1978
Avoyelles	Nov., 1970	4-R-15240-A	(Survey Complete - being published)
Beauregard	Nov., 1971	4-R-28744-A	
Bienville	Nov., 1971	4-R-16791-B	
Bossier	Nov., 1971	4-R-13994-B	August, 1962 (Series 1959#13)
Caddo	Nov., 1971	4-R-16024-A	September, 1980
Calcasieu	Aug., 1972	4-R-28741-B	
Caldwell	Dec., 1970	4-R-15485-A	
Cameron	Nov., 1971	4-R-28743-A	
Catahoula	June, 1971	4-R-16812-A	(Survey Complete - being published)
Claiborne	June, 1970	4-R-17132-A	
Concordia	Dec., 1970	4-R-14761-A	(Survey Complete - being published)
DeSoto	Nov., 1971	4-R-29144-A	
East Baton Rouge	May, 1972	4-R-25895-A	September, 1968
East Carroll	Jan., 1970	4-R-28748-A	(Survey Complete - being published)
East Feliciana	Nov., 1971	4-R-17441-A	
Evangeline	Nov., 1971	4-R-28936-A	August, 1974
Franklin	Sept., 1972	4-R-15069-B	August, 1981
Grant	Sept., 1972	4-R-16051-B	(Survey Complete - being published)
Iberia	Feb., 1974	4-R-15681-A	August, 1978
Iberville	Nov., 1971	4-R-16280-A	June, 1977
Jackson	Jan., 1971	4-R-16811-A	
Jefferson	Nov., 1971	4-R-17344-A	January, 1983
Jefferson Davis	Jan., 1970	4-R-28746-A	
Lafayette	Nov., 1970	4-R-15827-A	August, 1977
Lafourche	June, 1969	4-R-16329-A	(Survey Complete - being published)
LaSalle	Aug., 1970	4-R-16813-A	
Lincoln	Sept., 1972	4-R-17131-B	
Livingston	Feb., 1971	4-R-17440-A	
Madison	Mar., 1970	4-R-28745-A	May, 1982
Morehouse	Aug., 1972	4-R-15071-B	(Survey Complete - being published)
Natchitoches	Aug., 1972	4-R-16790-B	(Survey Complete - being published)
Orleans	July, 1970	4-R-3865-A	
Ouachita	June, 1971	4-R-15070-A	February, 1974
Plaquemines	Dec., 1969	4-R-28742-A	
Pointe Coupee	Oct., 1970	4-R-14739-A	March, 1982
Rapides	Sept., 1975	4-R-15239-A	June, 1980
Red River	Nov., 1971	4-R-16027-A	June, 1980

J. Reginald Coco  
 Chairman

## RULE

### Department of Transportation and Development Materials Laboratory

#### METHOD OF SALE OF RETAIL PETROLEUM FUELS

(a) Retail petroleum fuel dispensers may use any one of the following three methods of sale of petroleum fuel products through the dispensers, namely, price per gallon, price per half-gallon, or price per liter.

(b) Retail outlets choosing to use the sales by full gallon units on gasoline pumps must in all instances comply with the specifications and tolerances established for those devices by the National Bureau of Standards Handbook 44. Advertisements, billboards, and signs advertising prices must be in terms of price per gallon and must comply with all other statutes and regulations concerning advertisements.

(c) Retail outlets choosing to use the sales by half-gallon units must do so in the following manner:

(1) Set the pump indicators to indicate the price per half-gallon. Attach an adhesive label of durable material over the existing wording to indicate that the price set on the pump computer is per one-half gallon.

(2) Attach an adhesive label of durable material on the face of the pump in proximity to the indicated price per half-gallon. This label will indicate the price per gallon. The size and character of the letters and numerals shall not be smaller than those placed thereon by the pump manufacturer.

(3) Attach an adhesive label of durable material over the manufacturer's statement of total sales price to indicate that the dollar and cent amount shown is one half the total sales price to be paid by the customer. The size and character of the letters shall not be smaller than those placed thereon by the pump manufacturer.

(4) Advertised prices on signs, billboards, or displays shall be in terms of price per gallon.

(d) Retail outlets choosing to use the sales by liter units must do so in the following manner:

(1) The value of the smallest unit of indicated delivered quantity shall not exceed 1/10 liter.

(2) Where applicable, the metric equivalent of tolerances and specifications for the retail fuel dispenser will be used to ascertain compliance with state standards of weights and measures.

(3) Equivalent or corresponding prices per gallon must be posted in a conspicuous location.

(4) Advertisements, billboards, or signs used for advertising the price of a petroleum fuel product must clearly indicate that the price posted, if only liter pricing is displayed, is a liter price. The price per gallon must be posted in bold letters on or near each pump or outlet whether one-half gallon or liter.

(e) All pumps using the above three methods must attach an adhesive label of durable material on the face of the pump indicating the type of gasoline, octane of gasoline, and that gasoline is alcohol enriched when alcohol is added to gasoline.

Paul J. Hardy  
Secretary

## RULE

### Department of the Treasury Board of Trustees of the State Employees Group Benefits Program

Pursuant to the authority granted by R.S. 42:871(c) and R.S. 42:874 the Board of Trustees of the State Employees Group Benefits Program has amended its Rules to exclude from par-

ticipation in the State Employees Group Benefits Program those persons on employment appointment of 120 days or less.

James D. McElveen  
Executive Director

# Notices of Intent

## NOTICE OF INTENT

### Department of Agriculture State Entomologist

Notice is hereby given that the Department of Agriculture, through the State Entomologist and under the authority contained in LRS 3:1652, will adopt quarantine and control regulations providing procedures necessary to control, prevent, and eradicate the crop pest burrowing nematode (*Radopholus similis*) and prevent the entry of said crop pest into Louisiana from areas located outside the State of Louisiana.

Regulations to be adopted include but are not necessarily limited to the following subject areas: scouting, inspection, control and eradication authority; areas against which quarantines will be imposed; regulated products; conditions governing shipment of regulated products; control and eradication measures; shipments of regulated products for scientific purposes; penalties; and so forth.

Interested persons may secure a copy of the full draft of the proposed quarantine and control regulation for the burrowing nematode by written request to Dan Davenport, Box 44153, Baton Rouge, LA 70804; or at his office at 9151 Interline Boulevard, Baton Rouge 70806; or by calling him at 504/925-7772. He will also accept comments from interested persons concerning the proposed regulation. Any interested person may present data, arguments, and views, orally or in writing, to Dan Davenport or at any hearing which may be called subsequent to publication of this notice of intended action. All such data, argument, and views will be given full consideration prior to final action concerning the proposed quarantine and control regulation for the burrowing nematode.

Bob Odom  
Commissioner

### Fiscal and Economic Impact Statement For Administrative Rules Rule Title: Burrowing Nematode

#### I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENTAL UNITS - (Summary)

There will be no effect on expenditures by the state regulatory agency, because the agency has already been doing all of the actions necessary to enforce the regulation under the assumption that the regulation was legally valid. Local governments are not involved in interstate plant quarantine activity and are thus not affected in any way by the official adoption of the regulation.

#### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF