

June 2024

**Economic Impact Statements for Proposed Rules**

The corresponding proposed rule to each of the statements below may be viewed in its entirety in the June 20, 2024 *Louisiana Register*. Each *Louisiana Register* edition is published on the 20<sup>th</sup> of each month.

<b>Promulgating Agency</b>	<b>Proposed Rule Title</b>	<b>Estimated Costs and/or Economic Benefits to Directly Affected Persons, Small Businesses or Nongovernmental Groups</b>
<b>Department of Agriculture and Forestry</b>	<b>Agritourism</b>	The proposed rule is not anticipated to increase or decrease costs to the market.
<b>Board of Ethics</b>	<b>Use of Contributions Received by a Political Committee</b>	The proposed rule will have an impact on political committees other than a principal or subsidiary political committee of a candidate only insofar that it provides clarifications for permissive use of campaign funds.
<b>Department of Energy and Natural Resources</b>	<b>Pipeline Safety</b>	The proposed rule changes directly affects pipeline operators and underground natural gas storage operators. The proposed rule changes codify adopted federal regulations that pipeline regulators are currently complying with. Therefore, there should be no economic impact to the regulated community.
<b>Board of Nursing</b>	<b>Continuing Full Approval for Nursing Education Degree Programs</b>	The proposed rule change will bring LSBN approval of nursing education degree programs In alignment with national nursing accreditation standards and will prevent nursing education programs from being placed on state probation when they have fully accredited programs by the national accreditation programs.
<b>Board of Nursing</b>	<b>Employment of Student Nurses and Unsuccessful Candidates on the State Board Licensing Examination</b>	The proposed rule change will allow LSBN rules to differentiate professional nursing students and nursing graduates with the requisite knowledge, skills, and abilities (K,S,As) demonstrated through successful matriculation In a professional nursing education program from unlicensed persons without those demonstrated K,S,As. Professional nursing students and nursing graduates who have not yet passed the NCLEX-RN examination may be allowed by their employing organizations to perform nursing procedures and tasks for which they have been certified by their educational Institutions as competent.
<b>Board of Home Inspectors</b>	<b>Continuing Education and Standards of Practice</b>	The proposed rule change may have an economic impact on directly affected persons: 1. there may be a minimal cost of inspecting to determine whether the home contains a carbon monoxide detector; 2. to the extent live-streaming video decrease the costs of attending an in-person continuing education cost, licensed home inspectors may experience a minimal decrease in costs to meet the continuing education requirements; 3. continuing education providers may realize a decrease in fees and a potential increase in participants to the extent home inspectors choose to use this method.
<b>Board of Pardons</b>	<b>Clemency</b>	There is no estimated cost and/or economic benefit to directly affected persons, businesses, or non-governmental groups.
<b>Board of Pardons and Committee on Parole</b>	<b>Corrections, Criminal Justice, and Law Enforcement</b>	There is no estimated cost and/or economic benefit to directly affected persons, small businesses, or non-governmental groups.
<b>Emergency Response Network Board</b>	<b>Accommodations for Public Meetings</b>	The proposed Rule changes will benefit LERN, its committees, and regional commissions by allowing individuals with disabilities to participate in open public meetings via electronic means. The proposed Rule changes will help make meeting participation more accessible for members of the public or the board who have ADA-recognized disabilities. The proposed Rule may result in travel savings for certain members of the public with disabilities as they can now participate in the meeting virtually.

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Health Standards Section	Hospitals—Licensing Standards	This proposed rule will have no impact on small businesses, but is anticipated to have an indeterminable impact on the direct or indirect cost to hospitals, since there is no way to determine how many may purchase naloxone and/or the number of doses of naloxone that the hospital may distribute in FY 23-24, FY 24-25, and FY 25-26.
Health Standards Section	Rural Health Clinics—Licensing Standards	It is anticipated that this proposed rule will likely result in reduced costs to RHCs, since RHCs will only be required to provide patient care services at least 50 percent of the time RHCs operate in FY 23-24, FY 24-25, and FY 25-26.
Department of Insurance	Regulation 31—Holding Company	The proposed amended rule will have no costs and/or economic benefits to directly affected persons, small businesses, or non-governmental groups.
Department of Insurance	Regulation 46—Long-Term Care Insurance	The proposed amended rule will have no impact on economic costs or benefits to directly affected persons, small businesses, or non-governmental groups.
Department of Insurance	Regulation 47—Actuarial Opinion and Memorandum Regulation	The proposed amended rule will have no impact on economic costs or benefits to directly affected persons, small businesses, or non-governmental groups.
Office of the Lieutenant Governor	Open Meetings Accessibility and Accommodations	Electronic meetings could potentially reduce expenses to directly affected persons, small businesses, or non-governmental groups by negating the need for travel to a board meeting.
Department of Public Safety and Corrections	Firemen Supplemental Pay	There are no anticipated costs directly affected persons, small businesses, or nongovernmental groups as a result of the proposed rule change. This rule change will benefit firemen officers by expediting the supplemental pay process.
Department of Public Safety and Corrections	Municipal Police Officers Supplemental Pay	There are no anticipated costs or economic benefits to directly affected persons, small business, or non-governmental groups. The proposed measure clarifies the process of disbursing funds to satisfy warrants approved and certified by governing authorities, and provides consistency between the administrative code and current practice.
Department of Revenue	Limited Raffle Licenses	Organizations qualified to conduct charitable gaming that apply for the limited raffle license will pay a reduced application fee and not be required to maintain a separate gaming bank account. This is anticipated to reduce the expenses associated with charitable gaming. Any additional costs for completion and submission of the required paperwork of this proposed rule are expected to be minor.
Department of Revenue	Aviation Fuel Dealer Sales Tax Returns, Form R-1029E—Electronic Filing and Payment Requirement	The proposed rules require aviation fuel dealers to file their returns and reports electronically on Form R-1029E, Electronic Sales Tax Return, and remit the tax and payment by electronic funds transfer for reporting periods beginning on or after October 1, 2024. Electronic filing of the sales tax returns will be available directly through LDR’s LaTAP portal that will allow taxpayers to file for free. LDR does not have the information necessary to determine the additional costs to comply with the proposed rules, but these costs are expected to be minimal as online access and activity has largely become a business standard. To the extent non-compliance penalties are collected, affected taxpayers will incur penalty costs. LDR cannot estimate the additional penalty amount as it is dependent upon taxpayer violations and liabilities.

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Department of Revenue	Installment Agreement for Payment of Tax	<p>Affected taxpayers are anticipated to benefit by providing additional time to resolve outstanding liabilities. To the extent taxpayers elect to utilize a longer installment plan, monthly payments will decrease but overall tax liability increases as interest accumulates in time. LDR anticipates the proposed rule will effectively reduce the demand for formal installment agreements as most individual taxpayers will qualify for the informal installment agreements.</p> <p>Taxpayers requesting a formal installment agreement must complete a Statement of Financial Condition and provide copies of bills. Often there are delays in establishing formal agreements because it takes the taxpayer awhile to complete the paperwork. The financial information has to be reviewed and approved by staff or appointed officials, depending on the years and the amount of debt.</p> <p>Taxpayers now qualified for informal agreements are expected to experience less of an administrative burden. The taxpayers will be able to log onto LaTAP to establish the agreement without the current delays of more extensive paperwork.</p>
Department of Revenue	Restaurant Oyster Shell Recycling Tax Credit	<p>The proposed rule will impact restaurant owners who donate oyster shell material to an oyster shell recycling program (OSRP) to claim the refundable tax credit. The department created an application for OSRPs to apply for certification. However, applicants will also have to file an annual report no later than January 31 of each year with LDR. Additional costs for completion and submission of the required paperwork of this proposed rule are expected to be minor.</p>
Department of Revenue	Tax Credit Documentation Requirements	<p>Taxpayers claiming the inventory tax credit, certain school readiness tax credits, or the telephone property tax credit will be affected by the proposed rule. Taxpayers will be required to submit new documentation when filing the return. However, the additional costs for completion and submission of the required information to claim the tax credit on the return from this proposed rule are expected to be minor.</p> <p>To the extent taxpayers previously received interest in certain circumstances, the proposed rule will decrease taxpayer income from the interest suspension when proper documentation is not provided.</p>
Department of Wildlife and Fisheries	Marking System for Passive Nets and Traps	<p>The proposed rule change is expected to benefit fisheries management by identifying ownership of private property placed in public waterways and to benefit public safety by marking the location of items that may pose a potential risk to boaters and other users.</p> <p>The proposed rule requiring attachment of waterproof tags to recreational crawfish traps, cans, barrels, and bream traps is expected to result in a minor increase in costs for anglers who use these devices.</p>

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<p align="center"><b>Department of Wildlife and Fisheries</b></p>	<p align="center"><b>Passive Hooked Fishing Gear Regulations</b></p>	<p>The proposed rule change is expected to benefit anglers, waterfowl hunters, boaters, and others who participate in water-borne activities in freshwater areas where passive fishing devices are used. The prohibition on metal objects driven into water bottoms and shoreline objects is expected to remove potential physical hazards to persons operating or riding in vessels on freshwater bodies across the state. The prohibition on leaving gear deployed while not in use is intended to remove potential hazards, improve safety, reduce litter, and reduce harm to fish and wildlife.</p> <p>The proposed rule change may negatively affect some commercial fishers who use passive fishing devices in the aforementioned water bodies, especially those who have installed devices attached to metal objects. The limitation on the number of hooks per device may reduce harvests for commercial fishers who currently fish with more than 50 devices in certain waterbodies. The requirement to check devices daily and the requirement to remove devices that are not actively being used may increase labor requirements and thus operating costs for some commercial fishers. The number of commercial fishers who may be affected by these proposed restrictions cannot be assessed with the available information.</p> <p>The proposed requirement to attach waterproof tags to passive fishing devices may result in a minor increase in costs for commercial fishers.</p>
<p align="center"><b>Department of Wildlife and Fisheries</b></p>	<p align="center"><b>Passive Saltwater Hooked Fishing Gear Regulations</b></p>	<p>The proposed rule change is expected to benefit anglers, waterfowl hunters, boaters, and others who participate in water-borne activities in saltwater areas where passive fishing devices are used. The prohibition on metal objects driven into water bottoms and shoreline objects is expected to remove potential physical hazards to persons operating or riding in vessels on saltwater bodies across the state.</p> <p>The prohibition on leaving gear deployed while not in use is intended to remove potential hazards, improve safety, and reduce harm to fish and wildlife.</p> <p>The proposed rule change may negatively affect some anglers and commercial fishers who use passive fishing devices, especially those who have installed devices attached to metal objects. The limitation on the number of hooks per device may reduce harvests for anglers and commercial fishers whose devices currently feature more than 50 hooks. The requirement to check devices daily and the requirement to remove devices that are not actively being used may increase labor requirements and thus operating costs for some anglers and commercial fishers. The number of anglers and commercial fishers who may be affected by these proposed restrictions cannot be assessed with the available information.</p> <p>The proposed requirement to attach waterproof tags to passive fishing devices may result in a minor increase in costs for anglers and commercial fishers.</p>