

## Public Hearing

A public hearing will be held on April 25, 2019, at 1:30 p.m. in the Galvez Building, Oliver Pollock Conference Room, 602 N. Fifth Street, Baton Rouge, LA 70802. Interested persons are invited to attend and submit oral comments on the proposed amendments. Should individuals with a disability need an accommodation in order to participate, contact Deidra Johnson at the address given below or at (225) 219-3985. Two hours of free parking are allowed in the Galvez Garage with a validated parking ticket.

These proposed regulations are available for inspection at the following DEQ office locations from 8 a.m. until 4:30 p.m.: 602 N. Fifth Street, Baton Rouge, LA 70802; 1823 Highway 546, West Monroe, LA 71292; State Office Building, 1525 Fairfield Avenue, Shreveport, LA 71101; 1301 Gadwall Street, Lake Charles, LA 70615; 111 New Center Drive, Lafayette, LA 70508; 110 Barataria Street, Lockport, LA 70374; 201 Evans Road, Bldg. 4, Suite 420, New Orleans, LA 70123.

Herman Robinson  
General Counsel

## FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Medical Event Reporting

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

The proposed change will have no effect on costs, including workload adjustments or any additional paperwork to the Department of Environmental Quality (DEQ). The proposed rule clarifies when certain medical events associated with x-rays in the healing arts must be reported to the department.

The proposed change will limit reporting requirements to only those events which meet the specified radiation dose limits, thereby reducing the number of events that must be reported to the department.

### II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

There is no anticipated increase or decrease in revenue collections of state or local governmental units from the proposed action.

### III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

While there will be a reduction in the level of reports submitted by medical facilities and practitioners, the rules further specify events must be investigated, evaluated, documented and addressed internally. Since this requirement is already specified elsewhere in rule, it is not anticipated to have a material impact on affected entities.

### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed action will have no impact on competition or employment.

Herman Robinson  
General Counsel  
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Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

## NOTICE OF INTENT

### Office of the Governor Board of Architectural Examiners

Registration Information, Licenses, and Renewal Procedure  
(LAC 46:I.1101, 1105, and 1301)

Notice is hereby given that the Board of Architectural Examiners, in accordance with the provisions of R.S. 49:950 et seq., and through the authority granted in R.S. 37:144(C), proposes to amend the title to Chapter 11 of its rules, LAC 46:I.1101 pertaining to registration information, LAC 46:I.1105 pertaining to licenses, and LAC 46:I.1301 pertaining to its renewal procedures.

The proposed Rule makes technical changes and clarifications; amend the title to Chapter 11 of its rules; increase the fees for the initial registration of in-state candidates for licensure; increase the renewal and delinquency fees for in-state and out of state architects; establish a fee for the replacement of a lost or destroyed license, and direct professional architectural corporations, architectural-engineering corporations, and architectural firms to the applicable rules which govern their registration and renewal of their certificates of authority.

### Title 46 PROFESSIONAL AND OCCUPATIONAL STANDARDS

#### Part I. Architects

#### Chapter 11. Licenses

#### §1101. Registration Information

A. To obtain information regarding registration to practice architecture in Louisiana, an individual should visit the board website, [www.lsbac.com](http://www.lsbac.com). Effective November 1, 2019, an in-state candidate shall be charged a fee of \$90, and an out of state candidate shall be charged a fee of \$150 for the issuance of his or her initial license.

B. The rules for registering and obtaining initial certificates of authority for professional architectural corporations, architectural-engineering corporations, and architectural firms are set forth in Chapter 17 infra.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:144.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:562 (April 2003), amended LR 45:

#### §1105. Licenses

A. Each holder of a license shall maintain the license in his or her principal office or place of business in this state.

B. A replacement license will be issued to a registrant to replace one lost or destroyed, provided the current annual registration renewal is in effect, the registrant makes proper request and submits an acceptable explanation of the loss or destruction of the original license, and the registrant pays a fee of \$30.

C. A registrant retired from practice who has either practiced architecture for 30 years or more or who is 65 years of age or older may request emeritus status. Only a registrant who is fully and completely retired from the practice of architecture may request emeritus status. Any

registrant who is presently receiving or who anticipates receiving in the future any salary, income, fees or other compensation (other than retirement income) from an architectural client, architectural firm, architect, design professional, or any other person for the practice of architecture is ineligible for emeritus status. The annual renewal fee for an approved emeritus registrant is \$5. Revocation and reinstatement rules apply to an emeritus registrant, just as they do to any other registrant.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:144.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:563 (April 2003), amended LR 45:

### **Chapter 13. Administration**

#### **§1301. Renewal Procedure**

A. A license for an individual architect shall expire and become invalid on December 31 of each year. An individual architect who desires to continue his or her license in force shall be required annually to renew same.

B. It is the responsibility of the individual architect to timely renew his or her license.

C. Prior to December 31 of each year, architects shall renew their licenses in accordance with the instructions set forth on the board website, [www.lsbac.com](http://www.lsbac.com). Effective November 1, 2019, the renewal fees shall be as follows: for an individual architect domiciled in Louisiana - \$90; for an individual architect domiciled outside Louisiana - \$175. Upon renewal, the architect may download from the board website a copy of his or her renewal license.

D. The failure to renew a license timely shall not deprive the architect of the right to renew thereafter. Effective November 1, 2019, the delinquent fees shall be as follows: an individual architect domiciled in Louisiana who transmits his renewal form and fee to the board subsequent to December 31 in the year when such renewal fee first became due shall be required to pay a delinquent fee of \$110. An individual architect domiciled outside Louisiana who transmits his renewal form and fee to the board subsequent to December 31 in the year when such renewal fee first became due shall be required to pay a delinquent fee of \$200. The delinquent fee shall be in addition to the renewal fee set forth in §1301.C.

E. The rules for renewing certificates of authority of professional architectural corporations, architectural-engineering corporations, and architectural firms are set forth in Chapter 17 *infra*.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:144-145.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:563 (April 2003); amended LR 35:2754 (December 2009), LR 36:1780 (August 2010), LR 45:

#### **Family Impact Statement**

In accordance with sections 953 and 974 of title 49 of the Louisiana Revised Statutes, there is hereby submitted a Family Impact Statement on the Rule proposed for amendment:

1. Will the proposed Rule affect the stability of the family? No.
2. Will the proposed Rule affect the authority and rights of parents regarding the education and supervision of their children? No.

3. Will the proposed Rule affect the functioning of the family? No.

4. Will the proposed Rule affect family earnings and family budget? No.

5. Will the proposed Rule affect the behavior and personal responsibility of children? No.

6. Is the family or a local government able to perform the function as contained in the proposed Rule? Yes.

#### **Poverty Impact Statement**

The proposed Rule should not have any foreseeable impact on any child, individual, or family as defined by R.S. 49:973. In particular, there should be no known or foreseeable effect on:

1. household income, assets, and financial security;
2. early childhood development and preschool through postsecondary education development;
3. employment and workforce development;
4. taxes and tax credits; or
5. child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

#### **Small Business Analysis**

The impact of the proposed Rule on small business as defined in the Regulatory Flexibility Act has been considered. The proposed action is not expected to have a significant adverse impact on small businesses. The agency, consistent with health, safety, environmental and economic welfare factors, has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

#### **Provider Impact Statement**

The proposed Rule do not have any known or foreseeable impact on providers as defined in HCR 170 of the 2014 Regular Legislative Session. In particular, there should be no known or foreseeable effect on:

1. the staffing level requirements or qualifications required to provide the same level of service;
2. the total direct and indirect effect on the cost to the provider to provide the same level of service; or
3. the overall effect on the ability of the provider to provide the same level of service.

#### **Public Comments**

Interested persons may submit written comments to Katherine E. Hillegas by mail or by hand-delivery to 9625 Fenway Avenue, Suite B, Baton Rouge, LA 70809. Public comments must be dated and include the original signature of the person submitting the comment. All comments must be received by the close of business on April 10, 2019.

Katherine E. Hillegas  
Executive Director

### **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Registration Information, Licenses, and Renewal Procedure**

#### **I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)**

The proposed rule changes fall within the current regulatory scope of the LSBAC and are not anticipated to carry

any additional costs or savings. The proposed rule changes revise the Louisiana State Board of Architectural Examiners (LSBAE) fee schedule for architects and architectural candidates by increasing certain initial, renewal, and delinquency fees for in-state and out-of-state architects and in-state architectural candidates and establish a fee for the issuance of a replacement license. The proposed rule changes clarify that the LSBAE issues licenses, not certificates, to individual architects, and clarify that other rules are applicable to the registration, renewals of certificates of authority, and any delinquent renewals of professional architectural corporations, architectural-engineering corporations, and architectural firms.

II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)

The LSBAE will collect additional revenues from an increase in the initial license registration fee for in-state architectural candidates, increases in renewal and delinquent fees charged to in-state and out-of-state architects, and the establishment of a new fee for the issuance of a replacement license. The LSBAE estimates that its revenue collections will increase by an estimated \$67,800 annually as a result of the proposed rule changes.

III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS OR NONGOVERNMENTAL GROUPS (Summary)

The proposed rule changes will result in increased costs to in-state architectural candidates, in-state architects, and out-of-state architects. The proposed rule changes increase the initial license registration fee for an in-state architectural candidate by \$15 (from \$75 to \$90), the license renewal fee for an in-state architect by \$15 (from \$75 to \$90), the license renewal fee for an out-of-state architect by \$25 (from \$150 to \$175), the delinquent fee for an in-state architect will increase by \$5 (from \$105 to \$110) and for an out-of-state architect by \$20 (from \$180 to \$200), and a fee of \$30 will be established for the issuance of a replacement license.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

While the proposed rule changes will impact fee schedules for in-state and out-of-state architects and in-state architectural candidates, the LSBAE does not anticipate the ability of such architects or architectural candidates to compete for projects or to provide architectural services in the public or private sectors will be impacted.

Katherine E. Hillegas  
Executive Director  
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Evan Brasseaux  
Staff Director  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Office of the Governor**

**Board of Examiners of Certified Shorthand Reporters**

Reciprocal Certification for Military Personnel and Spouses  
(LAC 46:XXI.513)

In accordance with the Administrative Procedures Act, R. S. 49:950 et seq. Notice is hereby given that the Board of Examiners of Certified Shorthand Reporters proposes to adopt additions/changes made to the certification procedures.

**Title 46  
PROFESSIONAL AND OCCUPATIONAL  
STANDARDS**

**Part XXI. Certified Shorthand Reporters**

**Chapter 5. Certificates**

**§513. Reciprocal Certification for Military Personnel and Spouses**

A. The board may issue a license without examination to military personnel or their spouses who hold a current license, certification, or registration in another jurisdiction where requirements are substantially equivalent to the requirements for licensing in Louisiana, if the other jurisdiction grants reciprocity without more onerous requirements for military personnel and their spouses who apply from Louisiana. An applicant must comply with the following requirements.

1. An applicant who has completed a military program of training, been awarded a military occupational specialty, and performed satisfactorily in that specialty at a level that is substantially equivalent to the requirements for licensing in Louisiana is eligible for certification upon presenting the following:

a. verified documentary proof that the applicant has successfully completed a military program of training and been awarded a military occupational specialty in court reporting, identifying the methodology in which the applicant is certified to practice court reporting within the jurisdiction;

b. two affidavits from a lawyer or judge who has worked with the applicant, attesting that the applicant has performed satisfactorily in providing court reporting services;

c. two copies of transcripts produced by the applicant within one year before the date on which an application is submitted; and

d. an affidavit from the licensing authority attesting that the applicant is in good standing and has not been disciplined for an act that constitutes grounds for refusal, suspension, or revocation of a license to practice court reporting in Louisiana.

2. A military spouse who applies for certification must provide the following:

a. verified documentary proof of a current license, certification, or registration from another jurisdiction where requirements for licensing, certification, or registration are substantially equivalent to the requirements for licensing, certification, or registration in Louisiana;

b. an affidavit from the licensing authority in the other jurisdiction attesting that:

i. the applicant is in good standing and has not been disciplined; and

ii. identifying the methodology in which the applicant is certified to provide court reporting services within the jurisdiction;

c. Two affidavits from a lawyer or judge who has worked with the applicant, attesting that the applicant performed satisfactorily in providing court reporting services; and