

~~provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the secretary has amended the Water Quality regulations, LAC 33:IX.1109 (WQ117).~~

~~The Rule revises Chapter 11 of the Water Quality regulations for clarification. This action is required in order to fulfill the department's obligation to review and revise, as necessary, at least once every three years, the state's water quality standards. The basis and rationale for this Rule are to conform to Section 303(c) of the Clean Water Act and to maintain and protect state waters. This Rule meets an exception listed in R.S. 30:2019(D)(2) and R.S. 49:963.B(3); therefore, no report regarding environmental/health benefits and social/economic costs is required. This Rule is hereby adopted on the day of promulgation.~~

~~Title 33~~

~~ENVIRONMENTAL QUALITY~~

~~Part IX. Water Quality~~

~~Subpart 1. Water Pollution Control~~

~~Chapter 11. Surface Water Quality Standards~~

~~§1109. Policy~~

~~Water quality standards policies concerned with the protection and enhancement of water quality in the state are discussed in this Section. Policy statements on antidegradation, water use, water body exception classification, compliance schedules, variances, short-term activity authorization, errors, severability, revisions to standards, and sample collection and analytical procedures are described.~~

~~A. - K.4.e.i. ...~~

~~ii. Poydras-Verret Marsh Wetland - Designated Naturally Dystrophic Waters Segment. The following criteria are applicable:~~

~~(a). no more than 50 percent reduction in the wetlands faunal assemblage total abundance, total abundance of dominant species, or the species richness of fish and macroinvertebrates, minimum of five replicate samples per site; p = 0.05; and~~

~~(b). no more than 20 percent reduction in the total above-ground wetland productivity as measured by tree, shrub, and/or marsh grass productivity.~~

~~iii. Breaux Bridge Swamp and Thibodaux Swamp - Designated Naturally Dystrophic Waters Segment. The following criteria are applicable:~~

~~(a). no more than 20 percent decrease in naturally occurring litter fall or stem growth;~~

~~(b). no significant decrease in the dominance index or stem density of bald cypress; and~~

~~(c). no significant decrease in faunal species diversity and no more than a 20 percent decrease in biomass.~~

~~iv. Bayou Ramos Swamp Wetland - Designated Naturally Dystrophic Waters Segment. The following criteria are applicable:~~

~~(a). no more than 20 percent decrease in naturally occurring litter fall or stem growth;~~

~~(b). no significant decrease in the dominance index or stem density of bald cypress; and~~

~~(c). no significant decrease in faunal species diversity and no more than a 20 percent decrease in abundance.~~

~~5. - 6. ...~~

~~AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2074(B)(1).~~

~~HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Water Resources, LR 10:745 (October 1984), amended LR 15:738 (September 1989), LR 17:264 (March 1991), LR 17:967 (October 1991), repromulgated LR 17:1083, amended LR 20:883 (August 1994), LR 24:688 (April 1998), amended by the Office of Environmental Assessment, Environmental Planning Division, LR 26:2402 (December 1999), LR 26:2547 (November 2000), LR 24:289 (March 2001), LR 30:1474 (July 2004), amended by the Office of the Secretary, Legal Affairs Division, LR 33:457 (March 2007), LR 33:829 (May 2007), LR 35:446 (March 2009), amended by the Office of the Secretary, Legal Division, LR 42:736 (May 2016), amended by the Office of the Secretary, Legal Affairs and Criminal Investigations Division, LR 45:1188 (September 2019), LR 46:1550 (November 2020), LR 48:1498 (June 2022), LR 49:1553 (September 2023), amended by the Office of the Secretary, Legal Affairs Division, LR 52:488 (April 2026).~~

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~~2604#028~~

~~RULE~~

~~Office of the Governor
Board of Architectural Examiners~~

~~Architects Selection Board (LAC 46:I.Chapter 21)~~

~~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), has amended many of the Sections in LAC 46:I.Chapter 21 pertaining to the election of members of the Architects Selection Board. More specifically, the board has amended LAC 46:I.2103 pertaining to nominations, LAC 46:I.2107 pertaining to ballots, LAC 46:I.2109 pertaining to voting, LAC 46:I.2113 pertaining to tabulation, LAC 46:I.2115 pertaining to tie, LAC 46:I.2117 pertaining to vacancies, and LAC 46:I.2119 pertaining to election contest.~~

~~Act 192 of 2024 mandated that all state agencies which make rules (i) systematically review in accordance with stated criteria a sufficient number of rules each year so that all rules have been reviewed within a five-year period and (ii) submit a report of their review to the appropriate legislative oversight committee. Executive Order JML 25-038 issued April 1, 2025, mandated that by December 31, 2025, state agencies review at least 50 percent of the rules listed in the order or a minimum of 100 rules, whichever is greater. Each rule should be evaluated to determine if it is necessary, consistent with the law, aligned with the agency's mission, and otherwise complies with the legislation described therein. The list of rules to be reviewed under the executive order included LAC 46:I.2101-2115 and LAC 46:I.2119.~~

~~Applying the criteria required by Act 192 and EO JML 25-035, the board reviewed Chapter 21 of its rules (LAC 46:I.Chapter 21) and determined that a number of the rules in Chapter 21 should be modernized, simplified, and clarified. The amendments allow for email transmissions to submit nominations (LAC 46:I.2103), distribute and return ballots (LAC 46:I.2107 and LAC 46:I.2109), and provide notice of election results to the candidates (LAC 46:I.2113 and LAC 46:I.2119); provide for online voting (LAC 46:I.2109); provide for the electronic tabulation of votes (LAC~~

46:I.2113); clarify that only properly licensed architects residing in Louisiana are eligible to vote (LAC 46:I.2107, LAC 46:I.2109, and LAC 46:I.2115); provide that an architect previously nominated but not elected will receive notice of any vacancy of the person elected (LAC 46:I.2117); and provide for related matters. This Rule is hereby adopted on the day of promulgation.

Title 46
PROFESSIONAL AND OCCUPATIONAL
STANDARDS

Part I. Architects

Chapter 21 Architects Selection Board

§2101. Districts

A. Only one architect may be elected from each of the districts set forth in R.S. 38:2311(A)(1)(a).

B. If the parishes comprising any district or if the number of districts are changed by the legislature, these rules shall be revised to be consistent with the latest expression of the legislature without the need of formal action by the board.

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:575 (April 2003), repromulgated LR 52:489 (April 2026).

§2103. Nominations

A. For terms commencing September 15 of each year, the board will accept nominations for election to the Architects Selection Board on the following basis: any resident architect holding a current Louisiana license desiring nomination must deliver or email to the board office by June 1 at 5 p.m. a written nomination on a current form and/or reproduction obtained from the board office signed by not less than 10 resident architects other than the nominee holding a current Louisiana license between May 1 and May 31 preceding the election. The nomination shall state the parish in which the nominee resides and the district for which election is sought. Nominations received on or before such deadline shall be considered timely delivered. If no nomination for a district is received by the deadline, the board may accept a later nomination for that district in its discretion. Confirmation of receipt is the sole responsibility of the nominee.

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:575 (April 2003), amended LR 52:489 (April 2026).

§2105. Waiver of Election

A. If only one resident architect is nominated from any district, no election shall be held in that district, and that nominee shall be deemed elected without any further activity of the board.

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:575 (April 2003), repromulgated LR 52:489 (April 2026).

§2107. Ballots

A. If an election is necessary, an official ballot will be emailed to each properly licensed architect residing in Louisiana at their last email address provided to the board approximately three weeks after the closing date for nominations. On the ballot shall be printed the names of the candidates for each district in alphabetical order, the deadline

for voting, and any other information the board believes helpful in the election process. Attachments to the ballot may include biographical information provided by the candidates and instructions.

B. If the ballot emailed by the board is lost, misplaced or not received, an architect desiring to vote may request from the board a substitute or replacement ballot.

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:575 (April 2003), amended LR 52:489 (April 2026).

§2109. Voting

A. Only properly licensed architects residing in Louisiana shall have the right to vote. A resident architect may vote in one or more but less than all district elections, and no ballot shall be voided for that reason.

B. The resident architect shall complete and submit the ballot as instructed and vote online.

C. The ballot shall not be valid unless the license number and last name of the voting architect appear on the ballot.

D. No write-in candidates will be allowed, and any ballot containing a vote for a write-in candidate will be voided. Any ballot containing more than one vote for candidates in one district will be entirely voided.

E. The deadline for returning the ballots will be fixed by the executive director and will be at least 14 calendar days after the ballots are emailed to all resident architects. Ballots received after the deadline shall not be counted.

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:576 (April 2003), amended LR 52:489 (April 2026).

§2111. Plurality

A. The candidate elected in each district will be based on plurality.

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:576 (April 2003), repromulgated LR 52:489 (April 2026).

§2113. Tabulation

A. Tabulation of the votes shall be done electronically. The executive director will notify the candidates of the results by email.

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:576 (April 2003), amended LR 52:489 (April 2026).

§2115. Tie

A. ...

B. If a run-off election is necessary, an official ballot will be emailed to each properly licensed architect residing in Louisiana approximately two weeks after it has been determined that such an election is necessary.

C - E. ...

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:576 (April 2003), amended LR 52:489 (April 2026).

§2117. Vacancies

A. Any vacancy occurring with respect to any person elected shall be filled in the following manner:

1. the executive director shall give notice of the vacancy to any person who has previously requested such notice in writing and to any architect previously nominated but not elected for the district in which the vacancy has occurred; and

2. the executive director shall also publish in the official journal of the state an advertisement which will appear for a period of not less than 10 calendar days:

a. the advertisement in the official journal of the state need not appear more than three times during the 10-day period;

b. the executive director may publish other such advertisements in his or her discretion;

c. the advertisements shall:

i. identify the district in which a vacancy has occurred; and

ii. state that any resident architect in that district holding a current Louisiana license desiring nomination:

(a). must furnish a nomination signed by not less than 10 resident architects holding a current Louisiana license by certified mail or email to the board office;

(b). that a sample of the nomination form may be obtained upon request from the board office, the deadline for filing the nomination; and

(c). any other information the board may consider necessary.

3. - 4. ...

B. If the deadline for submission of nominations has passed and (i) the board has not received a nomination from a qualified architect for election to a district that will become vacant on September 15 or (ii) no architect has been nominated or elected to fill a vacancy on the Architects Selection Board that will occur on September 15 for some other reason, the board shall attempt to fill the upcoming vacancy by repeating the procedures described in the preceding Subsection.

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:576 (April 2003), amended LR 35:949 (May 2009), amended LR 52:490 (April 2026).

§2119. Election Contest

A. The executive director will notify the candidates of the results of the election by email. The 10 calendar days for contesting an election shall commence three work days (excluding Saturdays, Sundays, and legal holidays) after the results of the election are emailed by the executive director.

B. - C. ...

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

HISTORICAL NOTE: Promulgated by the Office of the Governor, Board of Architectural Examiners, LR 29:577 (April 2003), amended LR 52:490 (April 2026).

Tyson Ducote
Executive Director

2604#039

RULE

**Office of the Governor
Board of Architectural Examiners**

Organization (LAC 46:I.Chapter 3)

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), has amended LAC 46:I.301 pertaining to its executive director, LAC 46:I.303 pertaining to its officers, LAC 46:I.305 pertaining to its other personnel, LAC 46:I.307 pertaining to its meetings, LAC 46:I.309 pertaining to its minutes, LAC 46:I.313 pertaining to the quorum for meetings, LAC 46:I.315 pertaining to its official records, and LAC 46:I.317 pertaining to the National Council of Architectural Registration Boards (NCARB). In addition, the board has adopted a new rule, LAC 46:I.319 pertaining to the powers and duties of the board.

Act 192 of 2024 mandated that all state agencies which make rules (i) systematically review a sufficient number of rules each year so that all rules have been reviewed within a five-year period and (ii) submit a report of their review to the appropriate legislative oversight committee. Executive Order JML 25-038 issued April 1, 2025, mandated that by December 31, 2025, state agencies review at least 50 percent of the rules listed in the order or a minimum of 100 rules, whichever is greater. Each rule should be evaluated to determine if it is necessary, consistent with the law, aligned with the agency's mission, and otherwise complies with the legislation described therein. The list of rules to be reviewed under the executive order included LAC 46:I.301-305 and LAC 46:I.309-315.

Applying the criteria required by Act 192 and EO JML 25-035, the board reviewed Chapter 3 of its rules (LAC 46:I.Chapter 3). It decided that amendments of the rules contained herein should be made and that LAC 46:I.319 pertaining to the powers and duties of the board should be adopted. The amendments to LAC 46:I.301, LAC 46:I.303, and LAC 46:I.305 pertaining respectively to the executive director, the officers of the board, and other personnel of the board describe more completely and accurately the duties of such persons as presently exists. The amendments to LAC 46:I.307, LAC 46:I.309, and LAC 46:I.313 pertaining respectively to board meetings, the minutes of meetings, and the necessary quorum for meetings describe more completely and accurately the meetings, minutes, and quorum of the board as presently exists. The amendment to LAC 46:I.315 pertaining to the official records of the board describes more completely and accurately the existing records maintained by the board. The amendment to LAC 46:I.317 pertaining to the NCARB describes more completely and accurately the relationship between the board and NCARB. LAC 46:I.319, which is new, sets forth more completely the powers and duties of the board. This Rule is hereby adopted on the day of promulgation.