

70804-9214, or by faxing comments to (225) 342-1632, or electronically at [regulations@ldi.la.gov](mailto:regulations@ldi.la.gov). Comments will be accepted through the close of business, 4:30 p.m., February 10, 2023.

James J. Donelon  
Commissioner

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES  
RULE TITLE: Regulation 126  
Louisiana Fortify Homes Program**

- I. ESTIMATED IMPLEMENTATION COSTS (SAVINGS) TO STATE OR LOCAL GOVERNMENT UNITS (Summary)  
The proposed rule will not result in implementation costs or savings to state or local governmental units.
- II. ESTIMATED EFFECT ON REVENUE COLLECTIONS OF STATE OR LOCAL GOVERNMENTAL UNITS (Summary)  
The proposed rule will have no impact on state or local governmental revenues.
- III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS, SMALL BUSINESSES, OR NONGOVERNMENTAL GROUPS (Summary)  
The proposed rule will not result in any costs and/or economic benefits to directly affected persons or non-governmental groups.
- IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)  
The proposed rule will have no impact upon competition and employment in the state.

S. Denise Gardner  
Chief of Staff  
2301#078

Alan M. Boxberger  
Interim Legislative Fiscal Officer  
Legislative Fiscal Office

**NOTICE OF INTENT  
Department of Natural Resources  
Office of Conservation**

License Renewal  
(LAC 46:LXXXIX.501 and 509)

The Department of Natural Resources, Office of Conservation proposes to amend LAC 46:LXXXIXI.501.E and LAC 46:LXXXIXI.501.F, and add LAC 46:LXXXIXI.509.B in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., and pursuant to the power delegated under the laws of the state of Louisiana. The proposed changes incorporate specifications for continuing education hours required of Louisiana-licensed water well drillers for annual license renewal, as provided for by R.S. 38:3098(B).

**Title 46  
PROFESSIONAL AND OCCUPATIONAL  
STANDARDS**

**Part LXXXIX. Water Well Contractors (Drillers)  
Chapter 5. Procedures for Obtaining and  
Maintaining a License**

**§501. License Application**

A. - D. ...

E. License Renewal. All licenses issued by the department shall expire on June 30 of each year and shall be renewable annually, without qualifying examination, upon

submission of a completed license renewal application (see §1111), using form provided by the department, upon payment of the required license renewal fee (see §503), and upon certification by the department of qualified continuing education hours (see §509). Renewal applications, together with the required license renewal fees, must be received by the department no later than June 30 of each year. Such application shall have the effect of extending the validity of the current license until the renewal certificate or the new license is received, or the applicant is notified in writing by the department that the renewal of license has been refused.

F. Contractors (drillers) who fail or refuse to submit their license renewal applications, documentation of required continuing education hours, and the applicable annual renewal fees to the department by June 30 of each year or submit their applications with N.S.F. or account closed checks, will be considered delinquent and they will be dropped from the roster of licensed drillers. Thereafter, the license may be renewed only upon receipt of the completed renewal application, documentation of required continuing education hours, and payment of the applicable renewal fee, plus a penalty of \$5 for each month that the contractor (driller) was delinquent.

G. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 38:3098.

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, Office of Public Works, Water Resources Section, LR 9:248 (April 1983), amended LR 11:967 (October 1985), LR 49:

**§509. Requirements for Maintaining a License**

A. ...

B. Continuing Education. Six hours of continuing education are required for maintenance and renewal of a license annually. Five hours shall consist of continuing education in generalized water well drilling principles; drilling or reworking of water wells; drilling monitoring wells, heat pump wells or holes; geotechnical boreholes; plugging and abandoning wells or holes; safety in drilling operations, including utility notifications and equipment transport; well construction/pumps; geology and hydrogeology; new technologies; and/or other relevant topics approved by the department. One hour shall consist of training provided and/or approved by the department on relevant state law, rules, and regulations governing the above, or relevant compliance and enforcement matters. The license holder must attest to the department personal attendance for each required continuing education hour. The department will review the submitted continuing education documentation and provide notice of certification or rejection of all or some of the hours. Rejected hours must be completed within 60 days of notice from the department, subject to penalty found in §503.F and §503.G. The department may consider requests for, and act upon, exceptions to the above requirements on an individual, case-by-case basis resulting from reasonable extenuating circumstances and/or hardships.

AUTHORITY NOTE: Promulgated in accordance with R.S. 38:3098.2.

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, Office of Public Works, Water Resources Section, LR 9:249 (April 1983), amended LR 11:968 (October 1985), LR 49:

**Family Impact Statement**

This Rule has no known impact on family formation, stability, and autonomy as described in R.S. 49:972.

**Poverty Impact Statement**

This Rule has no known impact on poverty as described in R.S. 49:973.

**Small Business Analysis**

This Rule has no known impact on small businesses as described in R.S. 49:974.5.

**Provider Impact Statement**

This Rule has no known impact on providers as described in HCR 170 of 2014.

**Public Comments**

All interested parties will be afforded the opportunity to submit data, views, or arguments, in writing. Written comments will be accepted by hand delivery or USPS only, until 4:30 p.m., February 10, 2023 at Office of Conservation, Executive Division, P.O. Box 94275, Baton Rouge, LA 70804-9275; or Office of Conservation, Environmental Division, 617 North Third Street, Room 847-D, Baton Rouge, LA 70802. All inquiries should be directed to Timothy Schroeder at the above addresses or by phone to (225) 342-8244. No preamble was prepared.

Richard P. Ieyoub  
Commissioner

**FISCAL AND ECONOMIC IMPACT STATEMENT  
FOR ADMINISTRATIVE RULES  
RULE TITLE: License Renewal**

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

There is no anticipated direct material effect on state or local governmental expenditures as a result of the proposed rule change. The proposed rule codifies into the Louisiana Administrative Code Title 46, Part LXXXIX, Chapter 5, Section 509 (with additional reference clarification in Section 501 as needed) the continuing education requirements for licensure of water well drillers (contractors) as required by La. R.S. 38:3098.B. The six hours of continuing education required for license renewal has existed in law but not as part of the agency’s rules. This change codifies the requirements

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

The proposed rule change will have no effect on revenue collections of state or local government units.

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

There are no anticipated cost increases associated with the proposed change, nor any economic benefits of note. Water well drillers have already had to meet the six hours of required continuing education as part of their annual re-licensing costs. This rule change provides clarification of the content of those six hours.

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

The proposed rule change will have no effect on water well driller competition and employment.

John Adams  
Assistant Commissioner  
2301#080

Alan M. Boxberger  
Interim Legislative Fiscal Officer  
Legislative Fiscal Office

**NOTICE OF INTENT**

**Department of Wildlife and Fisheries  
Wildlife and Fisheries Commission**

**Assignment of Hull Identification Numbers to  
Undocumented Vessels Manufactured in Louisiana  
(LAC 76:XI.309)**

The Wildlife and Fisheries Commission does hereby give notice of intent to modify its Rules by amending existing regulations that provide for assignment of hull identification numbers to undocumented vessels manufactured for resale in Louisiana that do not qualify for the assignment of such numbers by the United States Coast Guard.

Federal regulations require recreational boats sold in the United States to have a Hull Identification Number (HIN) affixed by the manufacturer. Further, manufacturers of recreational vessels for sale in the United States are required to apply for a manufacturer identification code from the U.S. Coast Guard and to meet certain manufacturer specifications. However, there is an exemption from the federal flotation requirement applications for vessels used in shallow water/ marsh conditions. This exemption expires on July 31, 2024.

Louisiana law mandates the Department of Wildlife and Fisheries to develop regulations that allow for assignment of HINs to boat manufacturers in Louisiana for undocumented vessels manufactured in the state that do not qualify for the assignment of such number by the U.S. Coast Guard. As a result, the current regulations are in conflict with federal law and regulation and provide boat manufacturers an opportunity to circumvent certain federal regulatory requirements by applying for and purchasing blocks of ten HINs from the department that start with the “LAZ” manufacturer identification code. The state’s “LAZ” designation is intended to be used to register and title homemade vessels built for personal use, or vessels with a missing, removed or obliterated HIN numbers, not for recreational boat manufacturers to avoid US Coast Guard regulatory requirements.

This proposed Rule will amend current regulations that are in conflict with federal law and regulations governing boat manufacturing to mirror the federal regulatory framework.