

D. All monies collected, but not expended, for the Traumatic Brain and Spinal Cord Injury Trust Fund Program are carried forward to the following fiscal year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:2631-2635 and R.S. 36:259(T).

HISTORICAL NOTE: Promulgated by the Department of Social Services, Office of Rehabilitation Services, LR 21:1255 (November 1995), amended by the Department of Health and Hospitals, Office of Aging and Adult Services, LR 40:86 (January 2014), amended by the Louisiana Department of Health, Office of Aging and Adult Services, LR 44:1907 (October 2018), LR 51:

§1925. Limitation of Liability

[Formerly LAC 67:VII.1927]

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 46:2631-2635 and R.S. 36:259(T).

HISTORICAL NOTE: Promulgated by the Department of Social Services, Office of Rehabilitation Services, LR 21:1256 (November 1995), amended by the Department of Health and Hospitals, Office of Aging and Adult Services, LR 40:87 (January 2014), repealed LR 51:

Family Impact Statement

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of this proposed Rule on the family has been considered. It is anticipated that this proposed Rule will have no impact on family functioning, stability and autonomy as described in R.S. 49:972.

Poverty Impact Statement

In compliance with Act 854 of the 2012 Regular Session of the Louisiana Legislature, the poverty impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have a no impact on child, individual, or family poverty in relation to individual or community asset development as described in R.S. 49:973.

Small Business Analysis

In compliance with the Small Business Protection Act, the economic impact of this proposed Rule on small businesses has been considered. It is anticipated that this proposed Rule will have no impact on small businesses.

Provider Impact Statement

In compliance with House Concurrent Resolution (HCR) 170 of the 2014 Regular Session of the Louisiana Legislature, the provider impact of this proposed Rule has been considered. It is anticipated that this proposed Rule will have no impact on the staffing level requirements or qualifications required to provide the same level of service, no direct or indirect cost to the provider to provide the same level of service, and will have no impact on the provider's ability to provide the same level of service as described in HCR 170.

Public Comments

Interested persons may submit written comments to Geary Williams, Office of Aging and Adult Services, P.O. Box 2031, Baton Rouge, LA 70821-2031. Mr. Williams is responsible for responding to inquiries regarding this proposed Rule. The deadline for submitting written comments is January 30, 2025.

James D. Greenstein
~~Secretary~~
Michael Harrington, MBA, MA
Secretary

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

RULE TITLE: Traumatic Brain and Spinal Cord
Injury

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

It is anticipated that implementation of this proposed Rule will have no programmatic fiscal impact to the state other than the cost of promulgation for FY 25. It is anticipated that \$864 will be expended in FY 25 for the state's administrative expense for promulgation of this proposed Rule and final Rule.

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

It is anticipated that the implementation of this proposed Rule will have no effect on revenue collections for FY 25.

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

This proposed Rule amends the provisions governing the Traumatic Head and Spinal Cord Injury Trust Fund Program. The amendments will change the word "Head" in "Traumatic Head and Spinal Cord Injury" to "Brain" throughout the Rule; and will repeal Enabling Legislation, and Limitation of Liability. Implementation of this proposed Rule will not result in costs to providers and small businesses in FY 25, FY 26, and FY 27.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

This Rule has no known effect on competition and employment.

Geary Williams
Assistant Secretary
2412#055

Patrice Thomas
Deputy Fiscal Officer
Legislative Fiscal Office

NOTICE OF INTENT *Rule*

Department of Health
Office of Public Health

Emergency Medical Transportation Services
Licensing Standards (LAC 48:I.Chapter 60)

The Department of Health, Office of Public Health, Bureau of Emergency Medical Services propose to repeal and replace LAC 48:I.Chapter 60 in Medical Assistance Program as authorized by R.S. 36:254, R.S. 40:1131.1.A, R.S. 40:1133.5(9), 40:1135.1 and R.S. 40:1135.2. This proposed Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

In compliance with Act 789 of the 2012 Regular Session, Act 106 of the 2017 Regular Session and Act 557 of the 2018 Regular Session of Louisiana Legislature, the Department of Health, Office of Public Health, Bureau of Emergency Medical Services propose to repeal and replace

has repealed and replaced

the provisions governing the licensing standards for emergency medical transportation services in order to: 1) clarify and align these provisions with the corresponding legislative authorities governing emergency medical services; 2) ensure that the provisions are consistent with the standard language used in other healthcare licensing regulations; 3) promulgate the provisions clearly and concisely in the *Louisiana Administrative Code*.

Title 48

PUBLIC HEALTH—GENERAL

Part I. General Administration

Subpart 3. Licensing and Certification

Chapter 60. Emergency Medical Transportation Services

§6003. Definitions [Formerly §6001]

Catastrophic Injury—an injury resulting from an ambulance crash where one or more persons is physically affected with a permanent disabling injury, disorder, or illness or a severely disabling injury, disorder or illness as a result of the events of the ambulance crash. Such injuries shall be limited to injuries received by any occupant of a vehicle or bystander directly involved in the crash based on the current criteria established by the American College of Surgeons Trauma Center Guidelines.

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:1131.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:466 (March 2009), amended LR 41:2153 (October 2015), amended Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:880 (May 2023); amended LR 51:

§6015. Inspections, Surveys or Investigations [Formerly §6011]

A. - B.4. ...

a. Any ambulance service adding a ground transportation ambulance, air ambulance or emergency medical response (sprint) vehicle to the fleet shall provide written notification to the department in advance of the addition. The notification shall include:

B.4.a.1. - F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, 40:1135.1 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:469 (March 2009) amended Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:885 (May 2023); amended LR 51:

§6017. Statement of Deficiencies

A. - B.1. ...

2. Repealed.

B.3. - B.7. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:1135.1 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:885 (May 2023); amended LR 51:

§6021. License Renewal [Formerly §6015]

A. - B.4. ...

5. Repealed.

C. - F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and 40:1135.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:471 (March 2009), amended Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:887 (May 2023); amended LR 51:

§6031. Inactivation of License Due to a Declared Disaster or Emergency

A. - C.2. ...

EXCEPTION: If the ambulance service requires an extension of this timeframe due to circumstances beyond the ambulance service's/provider's control, the department will consider an extended period. Such written request for extension shall show the ambulance service's/provider's active efforts to complete construction or repairs, if applicable, and the reasons for the request for extension of the ambulance service's/provider's inactive license. Any approval for an extension is at the sole discretion of the department.

D. - G. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:1135.1 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:889 (May 2023); amended LR 51:

§6033. Inactivation of License due to a Non-Declared Disaster or Emergency

A. - C.2. ...

EXCEPTION: If the ambulance service requires an extension of this timeframe due to circumstances beyond the ambulance service's/provider's control, the department will consider an extended period. Such written request for extension shall show the ambulance service's/provider's active efforts to complete construction or repairs, if applicable, and the reasons for the request for extension of the ambulance service's/provider's inactive license. Any approval for an extension is at the sole discretion of the department.

D. - G. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:1135.1 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:890 (May 2023); amended LR 51:

§6035. Policies and Procedures

A. Ambulance services must produce, and provide to all personnel, a policy and procedures manual governing the service's operation and shall hold all personnel in compliance.

B. - C.4. Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:1235.2 and R.S. 40:973.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:475 (March 2009), amended LR 51:

§6037. Medical Protocol

Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:1133.14 and 40:1135.3.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:476 (March 2009), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 41:2153 (October 2015), amended by the Department of Health, Bureau of Health Services Financing, LR 42:1096 (July 2016); repealed LR 51:

**Subchapter B. Ambulance Service/Provider
Responsibilities**

§6043. Personnel [Formerly §6033]

A. - L.2.d. ...

J. Identification and Credentials

1. All personnel working on an ambulance and/or emergency medical response (sprint) vehicle shall carry with them their current driver's license at the level required by the Louisiana Highway Regulatory Act

2. All medical personnel working on a ground transportation ambulance, air ambulance, or emergency medical response vehicle (sprint), shall have their level of licensure readily identifiable to the public.

K. - K.1. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:1135.1 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:474 (March 2009), amended Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:893 (May 2023); amended LR 51:

§6045. Medications [Formerly §6035]

A. All medications, including IV fluids, shall be stored in accordance with the manufacturer's guidelines and utilized prior to the expiration date.

A.1. - C.4. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:1135.1 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:475 (March 2009), amended by the Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:893 (May 2023); amended LR 51:

§6047. Medical Protocol [Formerly §6037]

A. In accordance with R.S. 40:1133.14, ambulance service/provider shall follow out-of-hospital EMS protocols that have been approved by:

1. The parish or component medical society for use within its jurisdiction;
2. The ambulance service's EMS medical director; or
3. The Louisiana Emergency Response Network.

B. Repealed.

C. At a minimum, protocols, policies, or guidelines shall address the following conditions and/or situation for adult (if applicable), geriatric (if applicable) and pediatric (if applicable) patients:

1. universal care;
2. cardiovascular;
3. general medical;
4. resuscitation;
5. OB/GYN;
6. respiratory;
7. trauma; or
8. toxins and environmental.

D. - F.1. ...

G. Repealed.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:1135.1 and 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:476 (March 2009), amended by the Department

of Health and Hospitals, Bureau of Health Services Financing, LR 41:2153 (October 2015), amended by the Department of Health, Bureau of Health Services Financing, LR 42:1090 (July 2016), amended by the Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:893 (May 2023); amended LR 51:

§6053. Quality Assurance [Formerly §6043]

A. - C.6. ...

7. a method to document EMS Practitioner skills competencies including a process for demonstrating proper pediatric care based on the agency or local protocols/guidelines.

D. - E.7. ...

8. In the event of an ambulance crash resulting in a catastrophic injury, the Louisiana Bureau of EMS shall have the right to request crash data from the Louisiana Department of Motor Vehicles for the purpose of collecting data on ambulance crashes to identify trends for patient care and quality improvement associated with the operation of ambulances. Any information collected under this section shall be de-identified as to all individual and entities contained in the data and aggregated at the statewide level. Further, as part of the data collection associated with the data collection set forth in this section, the Louisiana Bureau of EMS may contact an individual ambulance provider only by telephone or in person to obtain Provider Information about such ambulance crashes involving catastrophic injuries. The Louisiana Bureau of EMS shall direct all correspondence under this section to the registered license holder for the ambulance provider.

a. In instances in which immediate medical treatment in an emergency department of a hospital is required by an ambulance provider of an employee prior to them being able to return to work, reporting shall not be required under this section.

b. Ambulance provider information shall include and be specifically limited to the following questions:

- i. At any time during the ambulance crash, did the stretcher become dislodged from its locking mechanism?
- ii. At any time during the ambulance crash, did the stretcher locking mechanism separate from the vehicle?
- iii. Did any equipment over ten pounds become airborne?

iv. Did any compartment or cabinets open?

c. No ambulance provider, whether private or a unit of government, including municipalities and political subdivisions of the state, shall be required to provide any information associated with any ambulance crash and/or the ambulance provider information, regardless of whether the ambulance crash had any catastrophic injuries, that may be subject to or be made part of any litigation or an administrative hearing or proceeding, regardless of whether the litigation, hearing or proceeding is civil or criminal in nature. If the ambulance provider has a reasonable expectation that the ambulance crash will result in litigation or an administrative hearing or proceeding, the ambulance provider shall not be required to disclose any ambulance provider information, or any other information, to the Bureau of EMS until such time as the litigation or administrative hearing or proceeding has concluded and all appeals have been exhausted.

d. Should the ambulance provider be unable to provide requested information due to pending litigation, administrative hearing or proceeding or suspected pending litigation, administrative hearing or proceeding, the ambulance provider shall provide information requested by the Bureau of EMS at such time as the pending or suspected litigation or administrative hearing or proceeding has concluded and all appeals have been exhausted.

e. Any and all information associated with any ambulance crash collected by the Bureau of EMS is solely for data collection and patient care quality improvement purposes associated with the operation of ambulances. No source data collected by the Louisiana Bureau of EMS or compiled by the ambulance provider shall be subject to any public records disclosure as the raw data collected shall be protected under the provision of La. R.S. 13:3715.3(A)(1) because the data collected in accordance with this Rule is specifically designated as data, studies, and analysis of a healthcare licensing agency of the Louisiana Department of Health.

F. - G. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 35:254, R.S. 40:1135.1 and 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:477 (March 2009); amended by Bureau of Emergency Medical Services, LR 49:895 (May 2023); amended LR 51:

Subchapter C. Emergency Vehicles—Ground Transportation

§6061. General Provisions

A. - C. ...

D. Unless an ambulance or an emergency medical response (sprint) vehicle is obtained for less than 90 days, it must be registered in the ambulance service's name.

E. - G. ...

H. Ambulances shall have injury-prevention equipment. At a minimum this includes:

1. - 4. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 35:254, R.S. 40:1135.1 and 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:896 (May 2023); amended LR 51:

§6063. Emergency Medical Response Vehicles (Sprint Vehicles) [Formerly §6055]

A. - B.3.d. ...

4. Emergency medical response vehicles shall have injury-prevention equipment. At a minimum, this includes:

a. Availability of necessary age/size-appropriate restraint systems for all passengers and patients transported in emergency response vehicles (sprint);

B.4.b. - B.6. ...

C. The equipment and medical supplies are dependent on the level of licensure of personnel and as determined by the ambulance service's/provider's medical director and governing body who have developed policies and procedures to maintain, update, or not carry certain advanced life support equipment and medical supplies as medically indicated or contraindicated for their service area and have documentation available to support the determination. In accordance to R.S. 40:1135.2, the medical director shall

consider the following supplies and equipment when developing policies and procedures:

- a. ventilation and airway equipment;
- b. cardiac monitoring and defibrillation;
- c. immobilization devices;
- d. bandages/hemorrhage control;
- e. communication;
- f. obstetrical kit;
- g. miscellaneous equipment;
- h. infection control equipment;
- i. injury-prevention equipment.

AUTHORITY NOTE: Promulgated in accordance with R.S. 35:254, R.S. 40:1135.2 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:896 (May 2023); amended LR 51:

§6065. Ground Transportation Ambulances [Formerly §6057]

A. - B.3.d. ...

4. All ground transportation ambulances shall carry basic life support equipment and medical supplies that are:

a. consistent with the standards of practice for EMS practitioners as established in R.S. 40:1135.1;

b. ...

c. consistent with the recommendation of the Louisiana scope of practice for emergency medical technicians established in R.S. 40:1133.14.

d. The equipment and medical supplies are determined by the ambulance service's/provider's medical director and governing body who have developed policies and procedures to maintain, update, or not carry certain medical supplies and equipment as medically indicated or contraindicated for their service area and have documentation available to support the determination. The medical director shall consider the following supplies and equipment when developing policies and procedures:

- i. airway, ventilation and oxygenation;
- ii. bleeding, hemorrhage, control, shock management and wound care;
- iii. cardiovascular and circulation care;
- iv. diagnostic tools;
- v. infection control;
- vi. medication;
- vii. medication delivery and vascular access;
- viii. neonatal care;
- ix. orthopedic injury care;
- x. patient packaging, evacuation, and transport;
- xi. safety;
- xii. temperature management and heat-loss prevention
- xiii. miscellaneous items.

5. ...

6. All advanced life support ambulances shall carry all basic life support equipment and medical supplies that are consistent with the Louisiana scope of practice for emergency medical practitioners established in R.S. 40:1133.14. The additional equipment and medical supplies includes, but is not limited to the following:

- a. airway and ventilation and oxygenation equipment;
- b. bleeding, hemorrhage control, shock management and wound care;

- c. cardiovascular and circulation care;
- d. diagnostic tools;
- e. infection control;
- f. medications;
- g. medication deliver and vascular access.

7. The equipment and medical supplies is dependent on the level of licensure of personnel and as determined by the ambulance service/provider medical director and governing body who have developed policies and procedures to maintain, update, or not carry certain advanced life support equipment and medical supplies as medically indicated or contraindicated for their service area and have documentation available to support the determination.

a. All ground transportation ambulances shall have functional temperature control in the patient compartment. Such temperature control equipment shall function within the vehicle manufacturer's recommended guidelines or specifications.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254, R.S. 40:1135.2 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:480 (March 2009), amended LR 41:2154 (October 2015), LR 49:897 (May 2023); amended LR 51:

**Subchapter D. Emergency Vehicles—Aircraft
Transportation**

§6071. General Provisions [Formerly §6065]

A. ...

B. Certifications of all air ambulance personnel shall meet FAA requirements, if applicable, and shall meet local pilot and medical personnel staffing protocols.

C. - J. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:1135.1 and R.S. 40:1135.2.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 35:482 (March 2009), amended by the Department of Health, Office of Public Health, Bureau of Emergency Medical Services, LR 49:898 (May 2023); amended LR 51:

Family Impact Statement

The proposed Rule should not have any known or foreseeable impact on family formation, stability, and autonomy. In particular, the proposed Rule has no known or foreseeable impact on:

- 1. the stability of the family;
- 2. the authority and rights of persons regarding the education and supervision of their children;
- 3. the functioning of the family;
- 4. family earnings and family budget;
- 5. the behavior and personal responsibility of children;

6. the ability of the family or a local government to perform the function as contained in the proposed Rule.

Poverty Impact Statement

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

- 1. the effect on household income, assets, and financial security;
- 2. the effect on early childhood development and preschool through postsecondary education development;

3. the effect on employment and workforce development;

4. the effect on taxes and tax credits;

5. the effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

Small Business Analysis

The proposed Rule should have no adverse impact on small businesses as defined in the Regulatory Flexibility Act.

Provider Impact Statement

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

- 1. the effect on 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 providers 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 on the proposed Rule. Such comments must be received no later than Friday, January 10, 2025, at COB, 4:30 pm, and should be addressed to Susan Bailey, Director, BEMS, 7273 Florida Blvd., Baton Rouge, LA 70806.

Public Hearing

Interested persons may submit a written request to conduct a public hearing either by U.S. mail to the Office of the Secretary ATTN: LDH Rulemaking Coordinator, Post Office Box 629, Baton Rouge, LA 70821-0629; however, such request must be received no later than 4:30 p.m. on Friday, January 10, 2025. If the criteria set forth in R.S. 49:953(A)(2)(a) are satisfied, LDH will conduct a public hearing at 10 am on Monday, January 27, 2025, in Room 118 of the Blenville Building, which is located at 628 North Fourth Street, Baton Rouge, LA. To confirm whether or not a public hearing will be held, interested persons should first call Allen Enger at (225) 342-1342 after Friday, January 10, 2025. If a public hearing is to be held, all interested persons are invited to attend and present data, views, comments, or arguments, orally or in writing. In the event of a hearing, parking is available to the public in the Galvez Parking Garage which is located between North Sixth and North Fifth/North and Main Streets (corner-corner from the Blenville Building). Validated parking for the Galvez Garage may be available to public hearing attendees when the parking ticket is presented to LDH staff at the hearing.

Michael Harrington, MBA, MA
Secretary

**FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES**

**RULE TITLE: Emergency Medical Transportation
Services—Licensing Standards**

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

There are no costs or savings to the Bureau of EMS resulting from the implementation of the proposed rule change, aside from the cost of rule promulgation, which is included in the agency's operating budget. Additionally, there are no

anticipated impacts on other state agencies or local governmental units. It will cost \$362 to publish the proposed rule. The Bureau of EMS will be responsible for the cost of publishing in the Louisiana Register.

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

There is no estimated impact on the revenue collections of state or local governmental units in FY 25, FY 26, or FY 27.

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

There are no economic benefits or losses to ambulance providers as a result of this rule. The changes are to update the rule to align with current EMS practices. The language has simply been revised to clarify the requirement.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There is no intended effect on competition or employment. There is no change to the competitive landscape for ambulance service providers, as the language modification is solely for clarification purposes.

Tonya Joiner
Assistant Secretary
2412/062

Patrice Thomas
Deputy Fiscal Officer
Legislative Fiscal Office

NOTICE OF INTENT

Louisiana Lottery Corporation

**Open Meetings Accessibility; ADA
(LAC 42:XV, Chapter 13)**

The Louisiana Lottery Corporation, in accordance with Act 393 of the 2023 Regular Legislative Session, R.S. 47:9000 et seq., and the provisions of the Administrative Procedures Act, R.S. 49:950 et seq., hereby gives notice that it intends to create LAC 42:XV, Chapter 13. The Rule change allows for attendance of board meeting via electronic means and the accommodation and participation of persons with disabilities to attend board meetings.

Title 42

LOUISIANA GAMING

Part XV. Lottery

Chapter 13. Open Meetings Accessibility; ADA

§1301. Electronic Meetings

A. Pursuant to the provisions of R.S. 42:17.2, the Louisiana Lottery Corporation Board of Directors ("board") may meet and conduct some meetings via electronic means.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9000 et seq. and Act 393 of the 2023 Regular Session of the Louisiana Legislature.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation, LR 51:

§1303. Postings Prior to Meeting via Electronic Means

A. At least twenty-four hours prior to the meeting, the corporation shall post the following on its website:

1. meeting notice and agenda; and
2. detailed information regarding how members of the public may:

a. participate in the meeting via electronic means, including the applicable videoconference link and/or teleconference phone number; and

b. submit written public comments regarding matters on the agenda prior to the meeting.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9000 et seq. and Act 393 of the 2023 Regular Session of the Louisiana Legislature.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation, LR 51:

§1305. Electronic Meeting Requirements

A. To the extent practicable, a schedule of meetings identifying which will be conducted via electronic means and which will be conducted as in-person meetings shall be posted on the corporation's website on an annual basis or as available.

B. All members of the board, whether participating from the anchor location or via electronic means, shall be counted for the purpose of establishing a quorum and may vote.

C. An online archive of any open meetings conducted via electronic means shall be maintained and available for two years on the corporation's website.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9000 et seq. and Act 393 of the 2023 Regular Session of the Louisiana Legislature.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation, LR 51:

§1307. Disability Accommodations

A. People with disabilities are defined as any of the following:

1. a member of the public with a disability recognized by the Americans with Disabilities Act (ADA);
2. a designated caregiver of such a person; or
3. a participant member of the board with an ADA-qualifying disability.

B. The board shall ensure that the written public notice for an open meeting, as required by R.S. 42:19, includes the name, telephone number and email address of the designated corporation representative to whom disability accommodation may be submitted.

C. The designated corporation representative shall provide the requestor with the accommodation, including the teleconference and/or video conference link, for participation via electronic means as soon as possible following receipt of the request, but no later than the start of the scheduled meeting.

D. Participation via electronic means shall count for purposes of establishing quorum and voting.

AUTHORITY NOTE: Promulgated in accordance with R.S. 47:9000 et seq. and Act 393 of the 2023 Regular Session of the Louisiana Legislature.

HISTORICAL NOTE: Promulgated by the Louisiana Lottery Corporation, LR 51:

Family Impact Statement

Pursuant to the provisions of R.S. 49:972, the Louisiana Lottery Corporation, through its president, has considered the potential family impact of the proposed Rule.

The proposed Rule has no known impact on the following:

1. The effect on the stability of the family.
2. The effect on the authority and rights of parents regarding the education and supervision of their children.
3. The effect on the functioning of the family.
4. The effect on the family earnings and family budget.
5. The effect on the behavior and personal responsibility of children.
6. The ability of the family or local government to perform the function as contained in the proposed Rule.