

January 2023

**Economic Impact Statements for Proposed Rules**

The corresponding proposed rule to each of the statements below may be viewed in its entirety in the January 20, 2023 *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>Restrictions on Application of Certain Pesticides</b>	Commercial pesticide applicators may have an economic benefit from reduced paperwork/documentation costs because they would be exempt from obtaining a paper waiver from LDAF for the application of 2,4-D choline salt pesticide to the 2,4-D resistant crops of soybeans, cotton and corn crops during April 1 through September 15.
<b>Board of Elementary and Secondary Education</b>	<b>Foreign Languages</b>	The proposed rule revisions will not result in costs and/or benefits to directly affected persons, small businesses, or non-governmental groups. Many schools offer computer science classes already, and several schools are capable of offering courses in indigenous languages. Educators wishing to pursue certification in computer science may incur additional costs of coursework and certification add-on endorsement fees of \$25; however, the extent to which educators not already certified to teach these courses will choose to pursue certification is indeterminable.
<b>Board of Elementary and Secondary Education</b>	<b>Learning Pods</b>	The proposed rule revisions may benefit students and parents due to the ability to provide unique or more conveniently located programs through the creation of learning pods.
<b>Board of Elementary and Secondary Education</b>	<b>Medication Administration Training</b>	The proposed rule revisions require all staff members who administer medication complete training that includes auto-injectable epinephrine and that this training be completed every two years. There may be increased costs to privately owned early learning centers associated with the required training, but they are expected to be minimal.
<b>Board of Elementary and Secondary Education</b>	<b>Teacher Observations</b>	If any teachers or administrators initially rated “Ineffective” are able to improve their rating to “Effective: Emerging”, they would become eligible for salary increases or supplements in the 2022-23 academic year; however, the number of such teachers or administrators is not expected to be material.
<b>Department of Environmental Quality</b>	<b>Water Quality Standards Triennial Revision</b>	There are no estimated costs and/or economic benefits to directly affected persons or non-governmental groups as a result of the proposed rule change.
<b>Commission on Law Enforcement and Administration of Criminal Justice</b>	<b>General Subgrant Guidelines</b>	It is estimated that implementation of the proposed rules will have little or no effect on directly affected persons or non-governmental groups.
<b>Commission on Law Enforcement and Administration of Criminal Justice</b>	<b>Compensation to Victims</b>	Implementation of the proposed rule will allow victims of violent crime to directly access additional claim benefits related to treatment for personal injury, and access benefits for relocation because of safety concerns for claimants.
<b>Department of Health</b>	<b>Dental Benefits Prepaid Ambulatory Health Plan</b>	This proposed rule amends the provisions governing the dental benefits prepaid ambulatory health plan in order to allow Medicaid beneficiaries age 21 or older who reside in intermediate care facilities for individuals with intellectual disabilities (ICFs/IID) to receive dental services administered by a dental benefits plan manager (DBPM), in compliance with Act 366 of the 2022 Regular Session of the Louisiana Legislature. This proposed rule will allow adult Medicaid beneficiaries who are residents of ICFs/IID to receive dental services through a DBPM instead of fee-for-service Medicaid. It is anticipated that implementation of this proposed rule will not result in costs or benefits to providers of dental services in FY 22-23, FY 23-24, and FY 24-25.

Promulgating Agency	Proposed Rule Title	Estimated Costs and/or Economic Benefits to Directly Affected Persons, Small Businesses or Nongovernmental Groups
Department of Health	Inpatient Hospital Services	This proposed rule repeals inpatient hospital services rules which were promulgated prior to implementation of the Louisiana Administrative Code codification system. It has been determined that the provisions of these uncodified rules are obsolete and should be repealed. It is anticipated that implementation of this proposed rule will not result in costs or benefits to Medicaid providers or small businesses in FY 22-23, FY 23-24, and FY 24-25, since the current provisions governing these programs and services are already accurately reflected in the Louisiana Administrative Code.
Department of Health	Intermediate Care Facilities for Persons with Intellectual Disabilities Reimbursement Methodology Dental Services	This proposed rule amends the provisions governing the reimbursement methodology for intermediate care facilities for individuals with intellectual disabilities (ICFs/IID) in order to allow for an additional rate add-on for comprehensive dental care provided to Medicaid beneficiaries age 21 or older who reside in these facilities, in compliance with Act 366 of the 2022 Regular Session of the Louisiana Legislature. This proposed Rule will ensure that Medicaid beneficiaries residing in an ICF/IID have access to necessary dental services. ICFs/IID will benefit from implementation of this proposed rule as it is anticipated to increase payments to these providers by approximately \$1,658,476 for FY 22-23, \$7,200,857 for FY 23-24 and \$7,200,857 for FY 24-25.
Department of Health	Managed Care for Physical and Behavioral Health Reimbursement Methodology	This proposed rule amends the provisions governing managed care for physical and behavioral health in order to clarify the reimbursement methodology for federally qualified health centers (FQHCs) and rural health clinics (RHCs). This rule clarifies current practice that authorizes reimbursement according to the prospective payment system rate or the Medicaid alternative payment methodology rate in effect on the date of service. It is anticipated that the implementation of this proposed rule will not result in costs to providers and will have no impact on small businesses in FY 22-23, FY 23-24, and FY 24-25, but will be beneficial by ensuring that the provisions governing reimbursement to FQHCs and RHCs are clearly promulgated in the Louisiana Administrative Code.
Bureau of Emergency Medical Services	Emergency Medical Transportation Services—Licensing Standards	It is anticipated that this proposed rule change will have no direct cost to persons, small businesses or non-governmental groups. The cost of an Emergency Medical Transportation License is not changed. The fee is \$100 per license and \$75 per vehicle.
Department of Insurance	Regulation 103—Utilization Review Organizations and Independent Review Organizations	The proposed rule is being amended to provide for the requirements for incomplete requests for external review as provided for in Act 81 of the 2022 Regular Legislative Session. This will better clarify the process of requesting an external review of Utilization and Independent Review Organizations.
Department of Insurance	Regulation 126—Louisiana Fortify Homes Program	The proposed rule will not result in any costs and/or economic benefits to directly affected persons or non-governmental groups.

<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 Natural Resources</b>	<b>License Renewal</b>	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.
<b>Department of Wildlife and Fisheries</b>	<b>Assignment of Hull Identification Numbers to Undocumented Vessels Manufactured in Louisiana</b>	The proposed rule change is expected to reduce boat manufacturers' expenditures on HIN-issuance fees by up to \$7,500 per year.
<b>Department of Wildlife and Fisheries</b>	<b>Daily Take and Possession Limits of King and Spanish Mackerel and Cobia</b>	The proposed decrease in the bag limits and the imposition of a vessel limit for cobia is expected to reduce the recreational harvest of cobia on approximately 1,795 vessel-trips per year by one fish or more. The proposed imposition of a two-fish vessel limit for cobia may reduce landings revenue for commercial fishers by approximately \$4,447 per year.
<b>Department of Wildlife and Fisheries</b>	<b>Hunting Regulations for the 2023-2025 Seasons</b>	The proposed rule changes are not expected to have significant impacts on receipts or incomes of affected persons or groups.