

Occupational Licensing Review Commission

Thursday, September 7, 2023
2:00 p.m.

House Committee Room 6
State Capitol
Baton Rouge, LA 70802

Minutes

I. Call to Order

The Occupational Licensing Review Commission was called to order by Chairman John Walsh at 2:09 pm.

II. Roll Call

In attendance:

John Walsh, Governor's designee
Allison Clarke, Secretary of State's designee
Renee Free, State Treasurer's designee
Todd Parker, Commissioner of Agriculture and Forestry's designee
Matthew Stewart, Commissioner of Insurance's designee

Not present:

Senator Mike Reese
Representative Paula Davis
Representative Julie Emerson
Senator Jay Morris

III. Public Comment and Announcements

Chairman Walsh announced the commission will meet two times before the end of 2023.

Chairman Walsh opened the floor for comments from the public. No public comments were presented to the commission.

IV. Approval of Minutes

Upon motion by R. Free for approval and a second by M. Stewart, the commission approved the minutes of the Occupational Licensing Review Commission meeting held on July 19, 2023 by voice vote with no opposition.

V. Review of Submissions Received

A. Louisiana Department of Health Bureau of Emergency Medical Services (Final Review)

David McKay, staff attorney
Stacey Barbay, deputy director

- i.* LAC 46:XXXVIII 101 Certified Ambulance Operator
- ii.* LAC 46:XXXVIII 103 Duties of EMS Practitioner
- iii.* LAC 46:XXXVIII 105 Public Safety Telecommunicator
- iv.* LAC 46:XXXVIII 301 State Licensure and National Certification

- v. LAC 46:XXXVIII 303 Denial of Licensure, Reinstatement, Right to Practice as EMC Student
- vi. LAC 46:XXXVIII 305 Delay of Licensure, Reinstatement, Right to Practice as EMC Student
- vii. LAC 46:XXXVIII 306 Pre-Application Eligibility Determination
- viii. LAC 46:XXXVIII 307 Application eligibility, etc.
- ix. LAC 46:XXXVIII 308 Criminal History Record and Identification
- x. LAC 46:XXXVIII 501 Definitions of Terms Applying to EMS Practice
- xi. LAC 46:XXXVIII 503 Disciplinary Proceedings Before the Commission
- xii. LAC 46:XXXVIII 505 Proceedings Against Licensed EMS Practitioners, etc.
- xiii. LAC 46:XXXVIII 507 Proceedings Involving Students Enrolled in EMS Programs
- xiv. LAC 46:XXXVIII 509 Disciplinary Process and Procedures
- xv. LAC 46:XXXVIII 511 Formal Disciplinary Action
- xvi. LAC 46:XXXVIII 513 Formal Hearing
- xvii. LAC 46:XXXVIII 515 Appeal from Commission Decision
- xviii. LAC 46:XXXVIII 517 Reinstatement of License

After a lengthy discussion, a directive was made by the commission to the bureau to amend and revise the language to clarify that an individual be convicted of a crime versus committed a crime to impact licensure. Specifically, penalties shall not be applied to individuals not adjudicated for criminal activity.

A motion was made by R. Free to accept the proposed rules. The second was made by T. Parker. The motion was approved by voice vote with no objection.

B. Louisiana State Licensing Board for Contractors (Final Review)

Brad Hassert, compliance director

- i. LAC 46:XXIX.1 Applications and Licensing
- ii. 101, 103,105, 107, 109, 111, 113, 115, 117, 119, 121, 123, 125, 127, 129, 131, 133, 135, 137
- iii. LAC 46:XXIX.3 Classifications 301, 303, 305, 307, 309, 311, 313
- iv. LAC 46:XXIX.5 Residential 501, 503, 505, 507, 509, 511, 513
- v. LAC 46:XXIX.7 Enforcement and Hearings 701, 703, 705, 707, 709, 711, 713, 715, 717

A motion was made by M. Stewart to accept the proposed rules. The second was made by T. Parker. The motion was approved by voice vote with no objection.

C. Louisiana Licensed Professional Counselors Board of Examiners (Initial Review)

Jamie Doming, executive director

- i. LAC 46:LX1 611 Continuing Education Requirements
- ii. LAC 46:LX1 707 Renewal Requirements for LPC and Board Approved Supervisors
- iii. LAC 46:LX1 803 Supervised Experience of Provisional LPC
- iv. LAC 46:LX2 3315 Requirements for Licensure and Provisional Licensure
- v. LAC 46:LX2 3503 Continuing Education Requirements

A motion was made by R. Free to accept the proposed rules. The second was made by M. Stewart. The motion was approved by voice vote with no objection.

D. Louisiana State Board of Architectural Examiners (Initial Review) - DEFERRED

- i. LAC 46:I. 1907 General Disciplinary Guidelines

A representative of the organization was not present to discuss the proposed rule. A motion to defer the matter was made by Chairman Walsh and a second was offered by A. Clarke. There was no objection

E. Louisiana State Board of Practical Nurse Examiners (Initial Review)

John W. Becnel, executive counsel

- i. LAC 46:XLVII.1 303 Additional Duties and Powers of the Board
ii. LAC 46:XLVII.1 1701 Qualifications
iii. LAC 46:XLVII.1 1703 Types of Licensure

A motion was made by Chairman J. Walsh to accept the proposed rules. The second was made by R. Free. The motion was approved by voice vote with no objection.

F. Louisiana State Board of Home Inspectors (Initial Review)

Albert Nicaud, attorney

- i. LAC 46:XL 121 Continuing Education: Instructors
ii. LAC 46:XL 319 Electrical System
iii. LAC 46:XL 501 Code of Ethics

A motion was made by R. Free to accept the proposed rules. The second was made by T. Parker. The motion was approved by voice vote with no objection.

VI. Public Comments

Chairman Walsh opened the floor for comments from the public. No public comments were presented to the commission.

VII. Other Business / Next meeting date

A motion was made by T. Parker and a second made by R. Free to consider a resolution memorializing to the items reviewed during the meeting to include the amendments by the Bureau of Medical Emergency Services. It was approved by voice vote with no opposition.

NEXT DATES: 10/26/23 2PM, 12/07/23 2PM

VIII. Adjournment

A motion was made by T. Parker to adjourn the meeting. The second was made by R. Free. The motion was approved by voice vote with no objection.