

NOTICE OF INTENT

Department of Health Licensed Professional Counselors Board of Examiners

Certificate of Completion for LPC-S Renewal (LAC 46:LX.707)

In accordance with the applicable provisions of the Louisiana Administrative Procedures Act (R.S.49:950 et seq.) and through the authority of the Mental Health Counselor Licensing Act (R.S. 37:1101 et seq.), the Licensed Professional Counselors Board of Examiners proposes to require LPC Board-Approved Supervisor to complete the bi-annual supervisor orientation as part of their renewal requirements. The Licensed Professional Counselors Board of Examiners hereby gives Notice of Intent to propose changes to Chapter 7, Section 707 for publication in the March 20, 2025, edition of the *Louisiana Register* with the effective date of April 1, 2026.

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS REVISED

Part LX. Professional Counselors Subpart 1. Licensed Professional Counselors

Chapter 7. Application and Renewal Requirements for Licensed Professional Counselors

§707. Renewal Requirements for Licensed Professional Counselors and Board Approved Supervisors

A. ...

1. A licensee must accrue 40 clock hours of continuing education by every renewal period every two years. Of the 40 clock hours of continuing education, three clock hours must be accrued in ethics, three hours must be accrued in social and cultural foundations, and six clock hours must be accrued in diagnosis (assessment, diagnosis, and treatment under the *Diagnostic and Statistical Manual of Mental Disorders 5*, as published by the American Psychiatric Association). A board-approved supervisor must accrue three clock hours (of the required 40 clock hours of continuing education) in supervision and complete the bi-annual supervisor orientation provided on the website.

A.2. - D. 8. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1101-1123.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Licensed Professional Counselors Board of Examiners, LR 41:719 (April 2015); amended by the Department of Health, Licensed Professional Counselors Board of Examiners LR 50:1851 (December 2024), effective April 1, 2027; LR 51:

Family Impact Statement

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of these rules on family has been considered. This proposal to create licensee statuses has no impact on family functioning, stability, or autonomy as described in R.S. 49:972.

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

Pursuant to R.S. 49:965.6, methods for reduction of the impact on small business, as defined in the Regulatory Flexibility Act, have been considered when creating this proposed Rule. This proposed Rule is not anticipated to have an adverse impact on small businesses; therefore, a Small Business Economic Impact Statement has not been prepared.

Provider Impact Statement

The proposed change should not have any known or foreseeable impact on providers as defined by HCR 170 of 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 to Jamie S. Doming, Licensed Professional Counselors Board of Examiners, 11410 Lake Sherwood Avenue North Suite A, Baton Rouge, LA 70816 by April 10, 2025, at 5 p.m.

Jamie S. Doming
Executive Director

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Certificate of Completion for LPC-S Renewal

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

Other than the cost of rulemaking, there are no estimated implementation costs or savings for state or local government units resulting from the promulgation of the proposed rule change. The cost for the Louisiana Licensed Professional Counselors Board of Examiners is approximately \$900 in FY 25 for the notice and rule publication in the *Louisiana Register*.

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

The proposed rule changes are not anticipated to impact the revenue collections of state or local governmental units.

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

There are no anticipated economic benefits or losses resulting from the proposed rule. There will be no monetary cost associated with the required additional bi-annual supervisor orientation.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed rule changes will have no effect on competition or employment.

NOTICE OF INTENT

Department of Health Licensed Professional Counselors Board of Examiners

Teaching Continuing Education for LPCs
(LAC 46:LX.707)

In accordance with the applicable provisions of the Louisiana Administrative Procedures Act (R.S.49:950 et seq.) and through the authority of the Mental Health Counselor Licensing Act (R.S. 37:1101 et seq.), the Licensed Professional Counselors Board of Examiners proposes to permit Licensed Professional Counselors (LPCs) to obtain continuing education hours by teaching coursework.

The Licensed Professional Counselors Board of Examiners hereby gives Notice of Intent to propose changes to Chapter 7, Section 707 for publication in the March 20, 2025, edition of the *Louisiana Register*.

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS REVISED

Part LX. Professional Counselors

Subpart 1. Licensed Professional Counselors

Chapter 7. Application and Renewal Requirements for Licensed Professional Counselors

§707. Renewal Requirements for Licensed Professional Counselors and Board Approved Supervisors

A. - B.2.i. ...

j. Teaching a clinical mental health counseling course that is included in one of the 14 approved content areas (§707.C), in an institution accredited by a regional accrediting association. 10 hours of continuing education may be earned for the first time the individual teaches the course, or 5 hours of continuing education may be earned if the individual is teaching the course after the first time.

C. - D.8. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:1101-1123.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Licensed Professional Counselors Board of Examiners, LR 41:719 (April 2015), amended by the Department of Health, Licensed Professional Counselors Board of Examiners LR 50:1851 (December 2024), effective April 1, 2027, LR 51:

Family Impact Statement

In compliance with Act 1183 of the 1999 Regular Session of the Louisiana Legislature, the impact of these rules on family has been considered. This proposal to create licensee statuses has no impact on family functioning, stability, or autonomy as described in R.S. 49:972.

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

Pursuant to R.S. 49:965.6, methods for reduction of the impact on small business, as defined in the Regulatory Flexibility Act, have been considered when creating this proposed Rule. This proposed Rule is not anticipated to have an adverse impact on small businesses; therefore, a Small Business Economic Impact Statement has not been prepared.

Provider Impact Statement

The proposed change should not have any known or foreseeable impact on providers as defined by HCR 170 of 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 to Jamie S. Doming, Licensed Professional Counselors Board of Examiners, 11410 Lake Sherwood Avenue North Suite A, Baton Rouge, LA 70816 by April 10, 2025, at 5 p.m.

Jamie S. Doming
Executive Director

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

RULE TITLE: Teaching Continuing Education for LPCs

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

The estimated implementation costs for the Louisiana Licensed Professional Counselors Board of Examiners are approximately \$900 in FY 25 for the notice and rule publication in the *Louisiana Register*. There are no other estimated implementation costs or savings for state or local government units resulting from the promulgation of the proposed rule changes.

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

The proposed rule changes are not anticipated to impact the revenue collections of state or local governmental units.

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

Applicants for license renewal may benefit from the proposed change, which provides an additional mode for obtaining continuing education. Teaching at the graduate level does not require preapproved coursework, and licensees can earn up to ten hours through this method.

The proposed rule changes may result in a minimal decrease in revenue for accredited providers of continuing education coursework or professional associations, as licensees will have an additional option to obtain continuing education hours under the proposed changes.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

The proposed rule changes may result in increased competition among continuing education providers as there will be more options for preapproved coursework and an additional method for accruing hours. The proposed rule changes are not expected to affect employment.

Jamie S. Doming
Executive Director
2503#025

Patrice Thomas
Deputy Fiscal Officer
Legislative Fiscal Office

NOTICE OF INTENT

Department of Health Radiologic Technology Board of Examiners

Radiologic Technologists
(LAC 46:LXVI.901, 1131, 1201, and 1205)

Editor's Note: The following Notice of Intent is being repromulgated to correct an error upon submission. The original Notice of Intent can be viewed in the January 20, 2025 *Louisiana Register* on pages 154-159.

Notice is hereby given that the Radiologic Technology Board of Examiners, pursuant to the authority of the Louisiana R.S. 37:3207 and in accordance with the provisions of the Louisiana Administrative Procedures Act, R.S. 49:950 et seq., intends to amend its rules governing temporary permits, LAC 46:LXVI. The proposed Rule changes are made in conjunction with R.S. 37: §3220 and §1127, which allow for the promulgation of rules related to permits with specific purposes and restrictions as to the type of radiologic activities that may be engaged and the types of services that may be provided to patients. Many urgent care centers throughout the state have a dire need for Limited X-ray Machine Operators (LXMO), who may perform x-rays on patients treated in a private physician office, private clinic, and/or an urgent care center. In conjunction with its authority, the board has voted to promulgate rules to address the professional needs of medical providers in the state. The LXMO permits will be issued for a specified time frame and will apply only to persons who are working in a private physician office, private clinic, or urgent care center as outlined in these rules.

Title 46 PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part LXVI. Radiologic Technologists

Chapter 9. General Provisions

§901. Definitions

* * *

Limited X-Ray Machine Operator—an individual other than a radiologic technologist who performs diagnostic x-ray procedures on selected anatomical sites as noted in §1131.

* * *

Urgent Care Center—a walk in facility focused on the delivery of medical care for minor illnesses and injuries in an ambulatory setting.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37: 3207 and 3220

HISTORICAL NOTE: Promulgated by the Department of Health and Human Resources, Radiologic Technology Board of Examiners, LR 11:872 (September 1985), amended by the

Department of Health and Hospitals, Radiologic Technology Board of Examiners, LR 23:71 (January 1997), LR 38:97 (January 2012), LR 40:2263 (November 2014), amended by the Department of Health, Radiologic Technology Board of Examiners, LR 42:2189 (December 2016), amended by the Department of Health, Radiologic Technology Board of Examiners, LR 51:

Chapter 11. Licensure

§1131. Limited X-ray Machine Operator Permit (LXMO)

A. The board may issue a temporary permit to an applicant seeking to practice as a limited x-ray machine operator for the purpose of obtaining the clinical experience requirements in order to qualify to sit for the required American Registry of Radiologic Technologists (ARRT) Limited Scope of Radiography certification examination.

1. Necessity of Limited X-ray Machine Operator Permit (LXMO)

a. No person shall assume or use the title or designation "limited x-ray machine operator" unless he holds a current permit in accordance with the provisions of these rules and regulations.

b. Every Limited x-ray machine operator shall have his permit at work. It shall be displayed or shall be on file. The permit shall be available for inspection at any time upon request by the board.

2. Scope of Practice for Limited X-ray Machine Operator (LXMO). The limited x-ray machine operator permit allows the individual to perform the following exams:

- a. chest;
- b. extremities;
 - i. upper—fingers, hand, wrist, forearm, elbow, humerus and shoulder girdle;
 - ii. lower—toes, foot, calcaneus, ankle, tibia/fibula, knee/patella, femur, and hip;
- c. abdomen;
- d. skull/sinuses;
 - i. skull;
 - ii. paranasal sinuses;
 - iii. facial bones (orbits, nasal bones);
- e. spine;
 - i. cervical spine;
 - ii. thoracic spine;
 - iii. lumbar spine;
 - iv. sacrum, coccyx, and sacroiliac joints.

3. Qualifications. To be eligible for a permit under this Chapter, an applicant shall:

- a. be at least 18 years of age;
- b. be of good moral character;
- c. have successfully completed a four-year course of study in a secondary school approved by the state Board of Elementary and Secondary Education, passed an approved equivalency test, or have graduated from a secondary school outside Louisiana having comparable approval;
- d. shall submit evidence of enrollment in an official LXMO program approved by the board;
- e. be a citizen of the United States or possess valid and current legal authority to work in the United States duly issued by the United States Citizenship and Immigration Services (USCIS) of the United States, Department of Homeland Security, under and pursuant to the Immigration and Nationality Act (66 stat. 163) and the commissioner's regulations thereunder (8 CFR);