

at intervals sufficient enough to keep the nurse current on psychiatric nursing techniques. In addition, the nurse shall have at least five years of nursing experience, three years of which were providing nursing care to the mentally ill, or receive regular, documented supervision/consultation from a master's prepared psychiatric nurse.

2. A DON hired or promoted on or after June 1, 2026, shall meet the following criteria for education and experience:

a. a master's degree in psychiatric or mental health nursing or its equivalent, from a school of nursing accredited by the National League for Nursing; or

b. at least three years clinical RN experience in providing psychiatric nursing care, and on-going training in psychiatric nursing. Documentation from a RN with a master's degree in psychiatric nursing constitutes on-going training. Such documentation shall be maintained in the personnel file for the DON.

D. - F. ...

G. Psychological services shall be provided by or supervised by a psychologist licensed by the Louisiana State Board of Examiners of Psychologists.

H. - I.3.c. ...

NOTE: Examples of intervention modalities include, but are not limited to, creative arts (e.g., crafts, music, dance, drama, among others), sports, adventure programming, dance/movement, and leisure education.

AUTHORITY NOTE: Promulgated in accordance with R.S.36:254 and R.S. 40:2100-2115.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing, LR 29:2426 (November 2003), amended by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 41:1489 (August 2015), amended by the Department of Health, Health Standards Section, LR 50:

Public Comments

Interested persons may submit written comments to Tasheka Dukes, RN, Health Standards Section, P.O. Box 3767, Baton Rouge, LA 70821. Ms. Dukes is responsible for responding to inquiries regarding these substantive changes to the proposed Rule.

Public Hearing

A public hearing on the substantive changes to the proposed Rule is scheduled for May 28, 2024 at 9:00 a.m. in Room 118, Bienville Building, 628 North Fourth Street, Baton Rouge, LA. At that time all interested persons will be afforded an opportunity to submit data, views, or arguments either orally or in writing. The deadline for receipt of all written comments is May 30, 2024 at 4:30 p.m.

Ralph L. Abraham, M.D.
Secretary

2404#049

POTPOURRI

Department of Health Health Standards Section

Public Hearing-Substantive Changes to Proposed Rule: Nurse Staffing Agencies—Licensing Standards (LAC 48:I.7703)

In accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the Department of Health, Health Standards Section published a Notice of Intent in the November 20, 2023 edition of the *Louisiana Register* (LR 49:1985-1987) to amend LAC 48:I.Chapter 77 as authorized by R.S. 36:254 et seq. and R.S. 49:950 et seq. This Notice of Intent proposed to amend the provisions governing the licensing of nurse staffing agencies in order to add and update definitions, adjust social media policy requirements, revise administrator requirements, and modify initial licensure and change of ownership requirements.

As a result of comments received in response to the proposed Rule, the department determined that additional, non-technical revisions were necessary to the provisions of §7703 of the November 20, 2023 Notice of Intent.

Taken together, these revisions will closely align the proposed Rule with the department's original intent and the concerns brought forth during the comment period for the Notice of Intent as originally published.

Title 48

PUBLIC HEALTH—GENERAL

Part I. General Administration

Subpart 3. Licensing and Certification

Chapter 77. Nurse Staffing Agencies Licensing Standards

Subchapter A. General Provisions

§7703. Definitions

* * *

Client—the licensed healthcare facility or agency to which the registered nurse, licensed practical nurse, or certified nurse aide is assigned on a temporary basis.

* * *

Healthcare Technology Platform—includes an individual, a trust, a partnership, a corporation, a limited liability partnership or company, or any other business entity that develops and operates, offers, or maintains a system or technology that provides an internet-based or application-based marketplace through which an individual as an independent contractor, and in the individual's sole discretion, chooses when and how often to utilize the platform to select open shifts posted only by a healthcare facility or nurse staffing agency. Healthcare technology platforms neither employs nor contracts with registered

nurses, licensed practical nurses, or certified nurse aides to provide healthcare services in a healthcare facility.

Nurse Staffing Agency (NSA)—any person, partnership, corporation, unincorporated association, or other legal entity, including a digital website/platform or digital/smart phone application that is not a healthcare technology platform, that employs, assigns, or refers nurses or certified nurse aides to render healthcare services in a healthcare facility for a fee. For purposes of these regulations, NSA does not include the following:

1. - 3. ...

Referral—the act of sending or directing the registered nurse, licensed practical nurse, or certified nurse aide to a healthcare facility to provide healthcare services at the request of or for the benefit of the healthcare facility.

Temporary Basis—an initial employment, assignment, or referral term for an undefined term, or an initial term of less than 24 continuous months exclusive of any extension.

Temporary Employment—a registered nurse, licensed practical nurse, or certified nurse aide placed in a healthcare facility for an initial term of less than 24 continuous months to support or supplement the healthcare facilities’ workforce for any purpose.

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

HISTORICAL NOTE: Promulgated by the Department of Health, Bureau of Health Services Financing, LR 49:1729 (October 2023), amended by the Department of Health, Health Standards Section, LR 50:

Public Comments

Interested persons may submit written comments to Tasheka Dukes, RN, Health Standards Section, P.O. Box 3767, Baton Rouge, LA 70821. Ms. Dukes is responsible for responding to inquiries regarding these substantive changes to the proposed Rule.

Public Hearing

A public hearing on the substantive changes to the proposed Rule is scheduled for May 28, 2024 at 9:00 a.m. in Room 118, Bienville Building, 628 North Fourth Street, Baton Rouge, LA. At that time all interested persons will be afforded an opportunity to submit data, views, or arguments either orally or in writing. The deadline for receipt of all written comments is May 30, 2024 at 4:30 p.m.

Ralph L. Abraham, M.D.
Secretary

2404#050

POTPOURRI

Louisiana Department of Justice

Occupational Licensing Review Program
Accepting Participants for FY 2024-2025

The Louisiana Department of Justice is currently accepting occupational licensing boards into its Occupational Licensing Review Program established by R.S. 49:260. This program provides active state supervision for the occupational rulemaking and disciplinary actions of

participating boards to ensure that boards and board members avoid liability under federal antitrust laws. Participants for the 2024-2025 Fiscal Year will be accepted into the program through May 31, 2024. For information about participating in the program, contact Nicol Hebert at hebertn@ag.louisiana.gov.

Nicol M. Hebert
Assistant Attorney General

2404#058

POTPOURRI

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

Public Hearing—Substantive Changes to Notice of Intent
Bear Hunting Areas, Seasons, Rules and Bag Limits
(LAC 76:XIX.109)

The Department of Wildlife and Fisheries (department) and the Wildlife and Fisheries Commission (commission) published a Notice of Intent to adopt a Louisiana Black Bear hunting season for the 2024 hunting season in the January 20, 2024 edition of the *Louisiana Register*. The commission’s changes to the original Notice of Intent include adjusting the 2024 bear season regulations, the proposed general rules, landowner permits, establishes a lottery, allows for a non-refundable lottery application fee, lottery system preference points and methods of take.

The secretary of the Department of Wildlife and Fisheries is authorized to take any and all necessary steps on behalf of the commission to promulgate and effectuate this amended Notice of Intent, including but not limited to, the filing of the Fiscal and Economic Impact Statement, the filing of the amended Notice of Intent and compiling public comments and submissions for the commission’s review and consideration. In the absence of any further action by the commission following an opportunity to consider all public comments regarding the amended proposed rule, the secretary is authorized and directed to prepare and transmit a summary report to the legislative oversight committees and file the final Rule.

Title 76

WILDLIFE AND FISHERIES

Part XIX. Hunting and WMA Regulations

Chapter 1. Resident Game Hunting Season

§109. Bear Hunting Areas, Seasons, Rules and Bag Limits

A. Bear Hunting Season—2024

- 1. Hunting is only allowed in Bear Area 4.
- 2. Bear season opens the first Saturday in December and remains open through Sunday following the third Saturday in December.

B. General Rules

- 1. Bears may only be harvested one-half hour before sunrise to one-half hour after sunset.
- 2. Harvest limit is one bear per harvest permit per season.
- 3. Bear hunting is limited to still hunt only. The use of dogs when hunting bear is prohibited.
- 4. Harvest of cubs and females with cubs is prohibited. A cub is defined as any bear 75 pounds or less.