

to the health, safety or welfare of the clients. A provisional license may also be issued after an initial licensing survey to allow the FSBC to become accredited.

a. At the discretion of the department, the provisional license may be extended for an additional period not to exceed twelve months in order for the FSBC to reach accreditation status.

3. - 4.j. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 R.S. 40:2180.21-2180.28.

HISTORICAL NOTE: Promulgated by the Department of Health, Bureau of Health Services Financing, LR 48:2110 (August 2022), amended by the Department of Health, Health Standards Section, LR 51:71 (January 2025).

#### **§6717. Renewal of License**

A. - E. ...

F. A CHOW of the FSBC shall not be submitted at the time of renewal of the FSBC's license.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:2180.21-2180.28.

HISTORICAL NOTE: Promulgated by the Department of Health, Bureau of Health Services Financing, LR 48:2111 (August 2022), amended LR 49:482 (March 2023), amended by the Department of Health, Health Standards Section, LR 51:72 (January 2025).

#### **§6719. Deemed Status**

A. - H. ...

I. An FSBC approved for deemed status is subject to and shall comply with all provisions of this Chapter.

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:2180.21-2180.28.

HISTORICAL NOTE: Promulgated by the Department of Health, Bureau of Health Services Financing, LR 48:2112 (August 2022), amended by the Department of Health, Health Standards Section, LR 51:72 (January 2025).

### **Subchapter B. Administration and Organization**

#### **§6737. Policies and Procedures**

A. - G. ...

H. The FSBC shall have written policies and procedures approved by the governing body, which shall be implemented and followed, that address, at a minimum, the following:

1. - 12. ...

13. hours outside of stated usual and customary operation, including, but not limited to early closures, extended business hours, and holidays;

14. conditions for coverage, if applicable; and

15. preventing, responding to, reporting, and mitigating instances of healthcare workplace violence in accordance with R.S. 40:2199.12(3), or current law.

I. - J. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:2180.21-2180.28.

HISTORICAL NOTE: Promulgated by the Department of Health, Bureau of Health Services Financing, LR 48:2116 (August 2022), amended by the Department of Health, Health Standards Section, LR 51:72 (January 2025).

### **Subchapter D. Service Delivery**

#### **§6761. Discharges**

A. - C. ...

D. Upon discharge, the FSBC shall:

1. provide each client and their family member(s) with written discharge instructions, including available resources and written guidelines detailing how the client may get emergency assistance for herself and her newborn;

2. - 3.g....

4. ensure that all clients and their family member(s) are informed, either in advance of their delivery or prior to leaving the FSBC, of the following:

a. - c. ...

E. The FSBC shall ensure that each client has a discharge order signed by the licensed healthcare practitioner;

F. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 36:254 and R.S. 40:2180.21-2180.28.

HISTORICAL NOTE: Promulgated by the Department of Health, Bureau of Health Services Financing, LR 48:2120 (August 2022) amended by the Department of Health, Health Standards Section, LR 51:72 (January 2025).

Michael Harrington, MBA, MA  
Secretary

2510#062

## **RULE**

### **Department of Health Health Standards Section**

Healthcare Facility Sanctions  
(LAC 48:I.4603)

The Department of Health, Health Standards Section, has amended LAC 48:I.4603 as authorized by R.S. 36:254, R.S. 40:2009.11, 40:2009.23, 40:2199, and 40:2199.1. This Rule has been promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq. This Rule is hereby adopted on the day of promulgation.

## **Title 48**

### **PUBLIC HEALTH—GENERAL**

#### **Part I. General Administration**

#### **Subpart 3. Licensing and Certification**

### **Chapter 46. Healthcare Facility Sanctions**

#### **Subchapter A. General Provisions**

#### **§4603. Definitions**

\* \* \*

*Repeat Violation*—either of the following:

1. the existence of the violation is established as of a particular date, and it is one that may be reasonably expected to continue until corrective action is taken. The department may elect to treat the cited continuing violation as a repeat violation subject to appropriate sanction for each day following the date on which the initial violation is established until such time as there is evidence that the violation has been corrected; or

2. the existence of a violation is established and another violation that is the same or substantially similar to the cited violation occurs within 18 months. The second and all similar violations occurring within an 18 month time period will be considered as repeat violations and sanctioned accordingly.

*Sanction*—any adverse action imposed on a facility by the department pursuant to its statutory or regulatory authority for a violation of a statute, law, rule, or regulation. For purposes of this Rule, sanction does not include the following:

1. any adverse action that may be applied to a facility by the statewide management organization, the department's program integrity section or its successor, or by a contracted coordinated care network with the Healthy Louisiana program, or its successor;

2. any adverse action that may be applied to a facility by an agency of the federal government or another state agency;

3. a deficiency; or

4. an immediate jeopardy determination.

\* \* \*

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 40:2009.11, 40:2009.23, 40:2199 and 40:2199.1.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Bureau of Health Services Financing, LR 39:3077 (November 2013), amended by the Department of Health, Bureau of Health Services Financing, LR 49:1215 (July 2023), amended by the Department of Health, Health Standards Section, LR 51:72 (January 2025).

Michael Harrington, MBA, MA  
Secretary

2501#063

## **RULE**

### **Department of Health Office of Public Health**

Commercial Body Art (LAC 51:XXVIII.107)

Under the authority of R.S. 40:4 and 40:5 and 40:2831 et seq., and in accordance with R.S. 49:950 et seq., the Administrative Procedure Act, notice is hereby given that the state health officer, acting through the Louisiana Department of Health, Office of Public Health (LDH-OPH), has amended Part XXVIII (Commercial Body Art) of Title 51. These amendments are to comply with the provisions of Act 365 of the 2024 Regular Legislature. This Rule is hereby adopted on the day of promulgation.

#### **Title 51**

### **PUBLIC HEALTH—SANITARY CODE**

#### **Part XXVIII. Commercial Body Art**

#### **Chapter 1. Commercial Body Art Regulation**

#### **§107. Practice Standards; Restrictions**

##### **[Formerly Paragraph 28:004]**

A. [Formerly Paragraph 28:004-1] Prior to any body art procedure, a consent form shall be completed and signed by each client. This consent form shall include a prominent statement regarding the regulatory status of any inks being used for the procedure (i.e., whether those inks are regulated or approved by the state of Louisiana or the federal Food and Drug Administration). Aftercare instructions shall be given to the client both verbally and in writing after every service. The written care instructions shall advise the client to consult the body art operator or a qualified health care professional at the first sign of abnormal inflammation/swelling or possible infection.

B. - M. ...

**AUTHORITY NOTE:** Promulgated in accordance with the provisions of R.S. 40:4, R.S. 40:5, and 40:2833.

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Office of Public Health, LR 28:1458 (June 2002), amended LR 51:73 (January 2025).

Dr. Ralph Abraham  
Surgeon General  
and  
Michael Harrington, MBA, MA  
Secretary

2501#051

## **RULE**

### **Department of Insurance Office of the Commissioner**

Regulation 112—Adoption of NAIC Handbooks,  
Guidelines, Forms, and Instructions  
(LAC 37:XIII.Chapter 161)

The Department of Insurance, pursuant to the authority of the Louisiana Insurance Code, R.S. 22:1 et seq., and in accordance with the Administrative Procedure Act, R.S. 49:950 et seq., hereby amends Regulation 112.

The purpose of the amendment to Regulation 112 is to identify and to incorporate by reference the current edition of handbooks, guidelines, forms, and instructions adopted by the National Association of Insurance Commissioners (NAIC) and referenced in the Louisiana Insurance Code. This Rule is hereby adopted on the day of promulgation.

#### **Title 37**

### **INSURANCE**

#### **Part XIII.Regulations**

#### **Chapter 161. Regulation Number 112—Adoption of NAIC Handbooks, Guidelines, Forms and Instructions**

#### **§16101. NAIC Handbooks, Guidelines, Forms and Instructions Incorporated by Reference**

A. ...

B. The following NAIC handbooks, guidelines, forms, and instructions are hereby adopted and incorporated by reference:

1. The Financial Condition Examiner's Handbook, 2023 edition.

2. The Annual and Quarterly Statement Instructions, Property and Casualty, 2023 edition.

3. The Annual and Quarterly Statement Instructions, Life, Accident, and Health, 2023 edition.

4. The Annual and Quarterly Statement Instructions, Health, 2023 edition.

5. The Annual and Quarterly Statement Instructions, Title, 2023 edition.

6. The Annual and Quarterly Statement Instructions, Fraternal, 2023 edition.

7. The Annual and Quarterly Statement Blanks, Property and Casualty, 2023 edition.

8. The Annual and Quarterly Statement Blanks, Life, Accident, and Health, 2023 edition.

9. The Annual and Quarterly Statement Blanks, Health, 2023 edition.

10. The Annual and Quarterly Statement Blanks, Title, 2023 edition.

11. The Annual and Quarterly Statement Blanks, Fraternal, 2023 edition.

12. The Accounting Practices and Procedures Manual, 2023 edition.