

## **NOTICE OF INTENT**

### **Department of Public Safety and Correction**

#### **Liquefied Petroleum Gas Commission**

Miscellaneous Amendments

(LAC 55:IX:107 )

The Department of Public Safety and Corrections, Liquefied Petroleum Gas Commission, in accordance with R.S. 40:1846 and with the Administrative Procedure Act., R.S. 49:950 et seq., hereby gives notice of its intent to amend Section 107 with regards to general requirements of permit holders to include a change to permit fees.

### **TITLE 55**

#### **PUBLIC SAFETY**

#### **LIQUEFIED PETROLEUM GAS COMMISSION**

##### **Part IX**

#### **Chapter 1. General Requirements**

##### **Subchapter A. New Dealers**

##### **§107. Requirements**

A.-A.5.c. ...

6. Applicants shall have paid a permit fee in the amount of \$150.00, except for Class VII-E, which shall be \$100, and R-1, R-2 registrations, which shall be \$37.50 and Class VI-X shall be in the amount of \$150.00 for each location. For fiscal year 2014-2015, and for each subsequent fiscal year, the permit fee shall be 0.1369 of 1 percent of annual gross sales of liquefied petroleum gas with a minimum of \$150 for each location. For classes not selling liquefied petroleum gases in succeeding years the permit fee shall be \$150, except registrations shall be \$37.50 per year.

a. Each Class I and Class IV dealer shall prepare and submit reports to the commission of each three month period within their annual permit fee calculation period, by the end of the month following each three month period, in a form acceptable to the commission, the previous three month's purchases and sales. An additional five calendar days shall be granted for mail delays before a violation is issued.

A.6.b.-A.15 ...

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 40:1846.

**HISTORICAL NOTE:** Adopted by the Department of Public Safety, Liquefied Petroleum Gas Commission, November 1972, amended December 1974, LR 1:315 (July 1975), LR 4:86 (March 1978), LR 7:633 (December 1981), amended by the Department of Public Safety and Corrections, Liquefied Petroleum Gas Commission, LR 11:557 (May 1985), LR 15:854 (October 1989), LR 16:1063 (December 1990), LR 20:1400

(December 1994), LR 24:461 (March 1998), LR 24:2311 (December 1998), LR 25:1262 (July 1999), LR 25:2410 (December 1999), LR 26:1487 (July 2000), LR 27:2256 (December 2001), LR 28:2553 (December 2002), LR 29:2509 (November 2003), LR 31:2567 (October 2005), LR 33:1140 (June 2007), effective July 1, 2007, LR 35:2201 (October 2009), LR 35:2465 (November 2009), LR 38:1256 (May 2012);LR 41: (March 2016), amended LR: 4

#### **Family Impact Statement**

1. The effect of these rules on the stability of the family.

These rules should not have any affect on the stability of the family.

2. The effect of these rules on the authority and rights of parents regarding the education and supervision of their children.

These rules should not have any affect on the authority and rights of parents regarding the education and supervision of their children.

3. The effect of these rules on the functioning of the family.

These rules should not have any affect on the functioning of the family.

4. The effect of these rules on family earnings and family budget.

These rules should not have any affect on family earnings and family budget.

5. The effect of these rules on the behavior and personal responsibility of children.

These rules should not have any affect on the behavior and personal responsibility of children.

6. The effect of these rules on the ability of the family or local government to perform the function as contained in the proposed rules.

These rules should not have any affect on the ability of the family or local government to perform the function as contained in the proposed rules.

#### **Small Business Impact**

1. The impact of the proposed rule on small businesses has

been considered and it is estimated that the proposed action

is not expected to have a significant adverse impact on small

businesses as defined in the Regulatory Flexibility Act.

2. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small businesses.

#### **Poverty Statement**

1. The impact of the proposed rule on child, individual, or family poverty has been considered and it is estimated that the proposed action is not expected to have a significant adverse impact on poverty in relation to individual or community asset development as provided in the LA R.S. 49:973.

2. The agency has considered economic welfare factors and, where possible, utilized regulatory methods in the drafting of the proposed rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on poverty.

#### **Provider Impact Statement**

The proposed rules do not impact or affect a “Provider.” “Provider” means an organization that provides services for individuals with developmental disabilities as defined in HCR 170 of the 2014 Regular Session of the Legislature. In particular, the proposed rules have no effect or impact on a “Provider” in regards to:

(1) The staffing level requirements or qualifications required to provide the same level of service.

- (2) The cost to the provider to provide the same level of service.
- (3) The ability of the provider to provide the same level of service.

**Interested Persons**

All interested persons are invited to submit written comments on the proposed regulation. Such comments should be submitted no later than August 11, 2016 at 4:30 p.m. to Melinda L. Long, 7979 Independence Boulevard, Suite 307, Baton Rouge, La. 70806, (225) 925-6103 Fax:(225)925-4624. A public hearing will be scheduled pursuant to R.S. 49:953(A)(1)(a) if necessary.

John W. Alario  
Executive Director