

Provider Impact Statement

The proposed Rule is not anticipated to have an impact on providers of services funded by the state as described in HCR 170 of the 2014 Regular Legislative Session.

Public Comments

All interested persons may submit written comments through October 10, 2021, to John Carruth, General Counsel, P. O. Box 90008, Baton Rouge, LA, 70879.

Rose J. Hudson
President and CEO

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: Lottery Sports Wagering

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

The Louisiana Lottery Corporation (Corporation) was created by La. R.S. 47:9000 et seq. and exists as a quasi-public corporation. All costs of the Corporation are funded by revenue generated by the Corporation. Act 80 amends the lottery statute, instructing the Corporation to operate and administer a sports book through an operator as a separate and distinct responsibility and operation from lottery gaming.

The Corporation projects total net gaming proceeds from mobile sports wagering and sports wagering mechanisms to range from \$2.6M to \$7.6M annually. Significant portions of the costs incurred by the Corporation will be in direct proportion to these net gaming proceeds. Major components of overall costs to the Corporation include:

- The sports wagering platform provider fee is estimated to be 40% of the net gaming proceeds for retail wagering and 45% for mobile wagering, ranging from an estimated \$1.1M to \$3.4M paid by the Corporation to platform providers annually.
- Advertising, promotions, personnel costs and other administrative fees are estimated to range from \$950,000 to \$2.2M per year, depending on total net gaming proceeds.
- The commission earned by a sports wagering establishment for onsite wagering through a sports wagering mechanism or mobile application is projected at 10% of estimated net gaming proceeds, resulting in an anticipated cost of approximately \$100,000 each year.

The amounts listed in this impact statement are annual totals. The actual amounts for FYE 2022 will depend on the implementation date, which is uncertain at the time of the writing of this impact statement.

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

There is no anticipated effect on revenue collections of local governmental units.

Act 80 levies a 10% tax upon the net gaming proceeds of an operator from sports wagering offered to consumers onsite at a permitted retail establishment through a sports wagering mechanism. Act 80 levies a 15% tax upon the net gaming proceeds of an operator from sports wagering offered to consumers electronically through a website or mobile application. Act 80 instructs the Corporation to collect the taxes and deposit the taxes into the Community and Family Support System Fund.

Based on the projected total net gaming proceeds, the total revenue to be deposited into the Community and Family Support System Fund is estimated to be between \$346,000 and \$1.1M each year.

Act 80 states that the Corporation shall transfer to the Lottery Sports Wagering Fund the amount of net revenue which the Corporation determines is surplus to its needs. Net revenues shall be determined by deducting from the Corporation's net gaming proceeds the payment costs incurred or estimated to be incurred in the operation and administration of sports wagering. After deducting the estimated costs to be incurred in the operation of sports wagering, the Corporation is projecting net revenue to be transferred to the Lottery Sports Wagering Fund to range from \$383,000 to \$1.1M in the first year of operation, and from \$168,000 to \$913,000 annually in subsequent years.

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

Sports wagering establishments are projected to earn 10% of net gaming proceeds or \$100,000 per year.

Sports betting patrons as a group are projected to have net additional purchases ranging from \$2.6M to \$7.6M annually from mobile sports wagering and sports wagering mechanisms provided by the Corporation.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

No material impact on competition and employment is anticipated.

Rose J. Hudson
President and CEO
2108#017

Gregory V. Albrecht
Chief Economist
Legislative Fiscal Office

NOTICE OF INTENT

Department of Transportation and Development Professional Engineering and Land Surveying Board

Principles and Practice of Land Surveying Examination,
Engineering Co-Op Programs and
Continuing Professional Development
(LAC 46:LXI.1309, 1507 and 3105)

Under the authority of the Louisiana professional engineering and land surveying licensure law, R.S. 37:681 et seq., and in accordance with the Louisiana Administrative Procedure Act, R.S. 49:950 et seq., notice is hereby given that the Louisiana Professional Engineering and Land Surveying Board has initiated procedures to amend its rules contained in LAC 46:LXI.1309, 1507 and 3105.

This is a revision of existing rules under which LAPELS operates. The revision (a) permits land surveyor interns to take the principles and practice of land surveying examination prior to meeting the applicable experience requirement for licensure, (b) clarifies the requirements for applicants to receive engineering experience credit for the performance of engineering co-op program work and (c) clarifies the continuing professional development requirements for professional engineers who design, review or approve plans for buildings and/or building systems.

Title 46
PROFESSIONAL AND OCCUPATIONAL
STANDARDS

Part LXI. Professional Engineers and Land Surveyors

Chapter 13. Examinations

§1309. Approval to Take the Examinations in the Principles and Practice of Land Surveying and in the Louisiana Laws of Land Surveying

A. Except as otherwise provided in Subsection B, only an individual who meets all of the other requirements for licensure as a professional land surveyor may be permitted to take the examinations in the principles and practice of land surveying and in the Louisiana laws of land surveying.

B. An individual who has already been duly certified as a land surveyor intern by the board may be permitted to take the examination in the principles and practice of land surveying, even though such individual has not yet met the experience requirement for licensure as a professional land surveyor.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:688.

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors, LR 5:113 (May 1979), amended LR 7:647 (December 1981), amended by the Department of Transportation and Development, Professional Engineering and Land Surveying Board, LR 27:1030 (July 2001), LR 30:1715 (August 2004), repromulgated LR 44:619 (March 2018), LR 47:895 (July 2021), LR 47:

Chapter 15. Experience

§1507. Engineering Experience Subsequent to Degree

A. ...

B. Up to one year of engineering experience may be obtained prior to graduation, if obtained through a college or university-sponsored co-op program as part of an accredited engineering curriculum approved by the board, and only after completion of the first half of the curriculum. The co-op program work must appear on the applicant's college or university transcript for it to be considered. The amount of credit given for co-op program work will be based on the amount of co-op program work performed, will be limited by the applicant's academic course load and will only include co-op program work performed during an academic term. The co-op program work must be performed under the supervision of a professional engineer holding a valid license to engage in the practice of engineering issued to him/her by proper authority of a state, territory, or possession of the United States, or the District of Columbia, or, if not, an explanation shall be made showing why the work should be considered acceptable.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:688.

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors, LR 5:112 (May 1979), amended LR 7:647 (December 1981), LR 11:362 (April 1985), LR 27:1031 (July 2001), LR 30:1716 (August 2004), LR 44:620 (March 2018), LR 47:

Chapter 31. Continuing Professional Development (CPD)

§3105. Requirements

A. Every professional engineer, including those listed in two or more disciplines, is required to earn 15 PDHs per calendar year in engineering-related acceptable activities.

Professional engineers may not earn more than 8 PDHs within a single calendar day.

1. ...

2. At least four of the PDHs per calendar year shall be earned in *Life Safety Code*, building codes and/or Americans with Disabilities Act Accessibility Guidelines by every professional engineer who designs buildings and/or building systems or reviews and/or approves plans for buildings and/or building systems in Louisiana during such calendar year.

B. - B2. ...

C. Each dual licensee is required to earn 15 PDHs per calendar year; however, at least one-third of the PDHs for each calendar year shall be earned separately for each profession.

1. - 2. ...

3. At least four of the PDHs per calendar year shall be earned in *Life Safety Code*, building codes and/or Americans with Disabilities Act Accessibility Guidelines by every professional engineer who designs buildings and/or building systems or reviews and/or approves plans for buildings and/or building systems in Louisiana during such calendar year.

D. - E. ...

F. As used in this Section, the phrase *designs buildings and/or building systems* shall mean the design of and/or specifications for any component of any building and/or building system including but not limited to architectural engineering design, site work, foundations, structural, electrical, mechanical, fire protection system, communications and associated appurtenances.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:697.1.

HISTORICAL NOTE: Promulgated by the Department of Transportation and Development, Board of Registration for Professional Engineers and Land Surveyors, LR 24:2152 (November 1998), amended by the Department of Transportation and Development, Professional Engineering and Land Surveying Board, LR 27:1047 (July 2001), LR 30:1730 (August 2004), LR 37:2420 (August 2011), LR 42:1104 (July 2016), LR 44:629 (March 2018), LR 47:495 (April 2021), LR 47:

Family Impact Statement

In accordance with R.S. 49:953(A)(1)(a)(viii) and 972, the following Family Impact Statement is submitted with the Notice of Intent for publication in the *Louisiana Register*: The proposed Rule has no known impact on family formation, stability or autonomy.

Poverty Impact Statement

In accordance with R.S. 49:953(A)(1)(a)(ix) and 973, the following Poverty Impact Statement is submitted with the Notice of Intent for publication in the *Louisiana Register*: The proposed Rule has no known impact on child, individual or family poverty in relation to individual or community asset development.

Small Business Analysis

In accordance with R.S. 49:953(A)(1)(a)(x) and 978.5, the following Small Business Regulatory Flexibility Analysis is submitted with the Notice of Intent for publication in the *Louisiana Register*: The impact of the proposed Rule on small businesses has been considered. LAPELS has, consistent with health, safety, environmental and economic welfare, considered utilizing regulatory methods that will accomplish the objectives of applicable statutes while

minimizing adverse impact on small businesses. The proposed Rule is not anticipated to have an adverse impact on small businesses.

Provider Impact Statement

In accordance with HCR No. 170 of the 2014 Regular Session, the following Provider Impact Statement is submitted with the Notice of Intent for publication in the *Louisiana Register*: The proposed Rule has no known effect on the staffing level requirements or qualifications required to provide the same level of service, the cost to the provider to provide the same level of service or the ability of the provider to provide the same level of service.

Public Comments

Interested parties are invited to submit written comments on the proposed Rule through October 11, 2021 at 4:30 p.m., to Donna D. Sentell, Executive Director, Louisiana Professional Engineering and Land Surveying Board, 9643 Brookline Avenue, Suite 121, Baton Rouge, LA 70809-1433.

Donna D. Sentell
Executive Director

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

RULE TITLE: Principles and Practice of Land Surveying Examination, Engineering Co-Op Programs and Continuing Professional Development

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

There are no estimated implementation costs or savings to state or local governmental units resulting from this proposed rule change. The proposed rule change revises existing rules under which LAPELS operates to: (a) permit land surveyor interns to take the principles and practice of land surveying examination prior to meeting the applicable experience requirement for licensure, (b) clarify the requirements for applicants to receive engineering experience credit for the performance of engineering co-op program work, and (c) clarify the continuing professional development requirements for professional engineers who design, review or approve plans for buildings and/or building systems.

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

There will be no estimated effect on revenue collections of state or local governmental units as a result of this proposed rule change.

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

The proposed rule change will have no estimated impact on costs and/or economic benefits to directly affected persons, small businesses or non-governmental groups.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There will be no estimated effect on competition and employment in the public and private sectors as a result of the proposed rule change.

Donna D. Sentell
Executive Director
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Alan M. Boxberger
Staff Director
Legislative Fiscal Office