



Louisiana Board of Pharmacy

3388 Brentwood Drive
Baton Rouge, Louisiana 70809-1700
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April 10, 2024

Senator Cameron Henry
President, Louisiana Senate
Via Email: APA.SenatePresident@legis.la.gov

Electronic Mail – Delivery Receipt Requested

Re: Report No. 1 of 3 for Regulatory Project 2024-01 ~ Controlled Dangerous Substance (CDS) Licensing

Dear Senator Henry:

The Board seeks to amend §2707 and §2711 of its rules relative to CDS licensing procedures and action on CDS licenses.

The proposed rule changes in §2707 streamline the CDS license reinstatement process. In circumstances where the CDS license is expired, the changes allow the CDS license to be reinstated as long as the license holder's primary credential is in an acceptable practice status with the issuing agency. The proposed changes also update the facility CDS license change of ownership procedures by reducing the number of circumstances under which a new license is needed, which the Board expects will result in a reduction in required inspections.

The proposed rule changes in §2711 repeal Subsection M- *Surrender of License* and moves that language to §2707 using modified language more reflective of current Board practices concerning changes to CDS license status.

In connection with this regulatory project, the following items are appended:

- Notice of Intent
- Fiscal & Economic Impact Statement

As indicated in the solicitation, we will convene a public hearing at 9:00 a.m. on Tuesday, May 28, 2024 to receive public comments and testimony on these proposed rule changes. We will summarize those comments and our responses thereto in our next report to you. In the event you have any questions or need additional information about this project, please contact me directly at jfontenot@pharmacy.la.gov or 225.925.6481.

For the Board:

M. Joseph Fontenot Jr.
Executive Director

cc: Chair, Senate Health & Welfare Committee
Via Email: APA.S-H&W@legis.la.gov
Speaker, House of Representatives
Via Email: APA.HouseSpeaker@legis.la.gov
Chair, House Health & Welfare Committee
Via Email: APA.H-HW@legis.la.gov
Editor, *Louisiana Register*
Via Email: Reg.Submission@la.gov
Reference File

NOTICE OF INTENT

Department of Health

Board of Pharmacy

Controlled Dangerous Substances (CDS) Licensing (LAC 46:LIII.2707 and 2711)

In accordance with the provisions of the Administrative Procedure Act (R.S. 49:950 et seq.) and the Pharmacy Practice Act (R.S. 37:1161 et seq.), the Board of Pharmacy hereby gives notice of its intent to amend §2707 and §2711 of its Rules relative to CDS licensing procedures and actions on CDS licenses. The proposed Rule change in §2707 streamlines the CDS license reinstatement process, updates the facility CDS license change of ownership procedures, and adds a new subsection to address changes to CDS license status. The proposed Rule change in §2711 repeals Subsection M and moves that language in a modified version to §2707.

Title 46

PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part LIII. Pharmacists

Chapter 27. Controlled Dangerous Substances

Subchapter B. Licenses

§2707. Licensing Procedures

A. – B.3. ...

4. A CDS license not renewed within 30 days following the expiration date shall be considered ~~automatically~~ terminated by the board. The reissuance of a terminated CDS license shall require compliance with the board's reinstatement procedures.

C. Application for Reinstatement of ~~Terminated, Suspended, or Revoked~~ CDS License

1. ...

~~2. An application for the reinstatement of a terminated credential which has been expired:~~

~~a. less than one year may be approved by the board's administrative personnel;~~

~~b. more than one year but less than five years may be approved by a member of the board charged with such duties;~~

~~c. more than five years may only be approved by the full board following a hearing to determine whether the reinstatement of the credential is in the public's best interest.~~

2. An application for the reinstatement of an expired credential which has been terminated may be approved when the applicant's primary credential is in an acceptable practice status with the issuing agency.

3. An application for the reinstatement of a CDS license ~~suspended or revoked~~ inactivated as a consequence of the suspension or revocation of the primary credential by the issuing agency shall require verification of the reinstatement of the primary credential. Where the issuing agency reinstating the primary credential has restricted any privileges for controlled substances, the restrictions shall be attached to the reinstated CDS license. ~~Where the agency reinstating the primary credential has placed that credential on probation for any period of time, the CDS license shall be placed on probation for same period of time.~~

4. An application for the reinstatement of a CDS license inactivated as a consequence of a Surrender for Cause of DEA Certificate of Registration to the DEA may be approved when the applicant's primary credential is in an acceptable practice status with the issuing agency.

~~4. 5. An application for the reinstatement of a CDS license for a pharmacy which was suspended or revoked by the board may only be approved by the full board following a hearing to determine whether the reinstatement of the license is in the public's best interest. For all other CDS licenses, the reinstatement may be approved by the joint consent of the chair of the reinstatement committee and the board president without the necessity of a hearing; when such approvals are issued, staff shall prepare a reinstatement order for the president's signature.~~

~~5-6.~~ Applications requiring a reinstatement hearing shall be accompanied by payment of the administrative hearing fee identified in Section 115 of this Part, at R.S. 37:1184.

D. – D.3. ...

~~4.~~ A duplicate or replacement license shall be issued upon the written request of the licensee and a payment of the fee shall be charged as provided by R.S. 40:972. A duplicate or replacement license shall not serve or be used as an additional or second license.

~~5.~~ A facility changing ownership shall notify the board in writing 15 calendar days prior to the transfer of ownership.

~~a.~~ A change of ownership is evident under the following conditions:

~~i.~~ sale;

~~ii.~~ death of a sole proprietor;

~~iii.~~ the addition or deletion of one or more partners in a partnership;

~~iv.~~ bankruptcy sale; or

~~v.~~ a 50 percent, or more, change in ownership of a corporation, limited liability company, or association since the issuance of the original CDS license.

~~b.~~ The new owner(s) shall submit a properly completed application, with all required attachments and appropriate fee, to the board.

~~c.~~ Upon the receipt of the new CDS license, the previous licensee shall:

~~i.~~ notify the board of the transaction, including the identity of the new owner(s); and

~~ii.~~ surrender his CDS license to the board.

~~d.~~ A CDS license is not transferable from the original owner to a new owner.

~~e.~~ A change in ownership may require an inspection by the board or its designee.

E. Facility Change of Ownership Procedures

1. A CDS license is not transferable.

2. A new application shall be filed and a new CDS license obtained when a change in the identity of the natural person, partnership, or business entity which directly holds the credential has occurred or there is a change in the person or entity's Federal Employer Identification Number (FEIN).

3. The new owner shall submit an application to the board office at least 15 days before closing the transfer of ownership interests of said business.

4. An application for a new CDS license shall include the direct and first indirect level of ownership information. Any change in the first indirect level of ownership of 20 percent or more must be reported to the board within 30 days of the change.

5. Nothing in this section shall prohibit an entity from applying for a new CDS license in order to separate itself from actions which may have been committed by the previous ownership under the existing CDS license.

F. Change of CDS License Status

1. Any person or facility holding a valid CDS license which ceases to engage in activity requiring a CDS license may relinquish said license to the board.

a. Prior to relinquishment of said license, the person or facility shall dispose of all controlled substances and any unused order forms in his possession or under his control in compliance with federal laws and regulations.

2. In the event a person or facility agrees to a Surrender for Cause of DEA Certificate of Registration to the DEA, then the CDS license of the person or facility shall be inactivated.

3. In the event the primary credential of a person or facility is suspended or revoked by the issuing agency, then the CDS license of the person or facility shall be inactivated.

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:972.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 34:2131 (October 2008), amended by the Department of Health, Board of Pharmacy, LR 43:957 (May 2017), LR 46:570 (April 2020), LR 47:1641 (November 2021), amended LR

* * *

§2711. Actions on Licenses

A. – L.2. ...

~~M. Surrender of License~~

~~1. Any person or facility holding a valid CDS license which ceases to engage in activity requiring a CDS license shall surrender said license to the board upon termination of this activity.~~

~~2. Upon the surrender of said license, the person or facility shall forward all controlled substances and any unused order forms in his possession or under his control to the United State Drug Enforcement Administration as provided by federal laws and regulations.~~

~~3. In the event a person or facility surrenders his DEA Registration to the DEA, then the person or facility shall surrender his CDS license immediately to the board.~~

~~4. The acceptance of the voluntary surrender of a CDS license by the board shall result in the automatic suspension of the CDS license for an indefinite period of time.~~

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:972.

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Pharmacy, LR 34:2132 (October 2008), amended LR

Family Impact Statement

In accordance with Section 953 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a family impact statement on the Rule proposed for adoption, repeal, or amendment. The following statements will be published in the *Louisiana Register* with the proposed agency Rule.

1. The Effect on the Stability of the Family. The proposed Rule amendment will have no effect on the stability of the family.
2. The Effect on the Authority and Rights of Parents Regarding the Education and Supervision of their Children. The proposed Rule amendment will have no effect on the authority and rights of parents regarding the education and supervision of their children.
3. The Effect on the Functioning of the Family. The proposed Rule amendment will have no effect on the functioning of the family.
4. The Effect on Family Earnings and Family Budget. The proposed Rule amendment will have no effect on family earnings and family budget.
5. The Effect on the Behavior and Personal Responsibility of Children. The proposed Rule amendment will have no effect on the behavior and personal responsibility of children.
6. The Ability of the Family or a Local Government to Perform the Function as Contained in the Proposed Rule. The proposed Rule amendment will have no effect on the ability of the family or a local government to perform the activity as contained in the proposed Rule.

Poverty Impact Statement

In accordance with Section 973 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a poverty impact statement on the Rule proposed for adoption, repeal, or amendment.

1. The Effect on Household Income, Assets, and Financial Security. The proposed Rule amendment will have no effect on household income, assets, or financial security.
2. The Effect on Early Childhood Development and Preschool through Postsecondary Education Development. The proposed Rule amendment will have no effect on early childhood development or preschool through postsecondary education development.

3. The Effect on Employment and Workforce Development. The proposed Rule amendment will have no effect on employment and workforce development.

4. The Effect on Taxes and Tax Credits. The proposed Rule amendment will have no effect on taxes or tax credits.

5. The Effect on Child and Dependent Care, Housing, Health Care, Nutrition, Transportation, and Utilities Assistance. The proposed Rule amendment will have no effect on child and dependent care, housing, health care, nutrition, transportation, or utilities assistance.

Small Business Analysis

In accordance with Section 965 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a regulatory flexibility analysis on the Rule proposed for adoption, repeal, or amendment. This will certify the agency has considered, without limitation, each of the following methods of reducing the impact of the proposed Rule on small businesses:

1. The Establishment of Less Stringent Compliance or Reporting Requirements for Small Businesses. The proposed Rule amendment will have no effect on reporting requirements for small business.

2. The Establishment of Less Stringent Schedules or Deadlines for Compliance or Reporting Requirements for Small Businesses. The proposed Rule amendment will have no effect on schedules or deadlines for compliance or reporting requirements for small business.

3. The Consolidation or Simplification of Compliance or Reporting Requirements for Small Businesses. The proposed Rule amendment will have no effect on consolidation or simplification of compliance or reporting requirements for small business.

4. The Establishment of Performance Standards for Small Businesses to Replace Design or Operational Standards Required in the Proposed Rule. The proposed Rule amendment will have no effect on establishment of performance standards for small businesses to replace design or operational standards for small business.

5. The Exemption of Small Businesses from All or Any Part of the Requirements Contained in the Proposed Rule. There are no exemptions for small businesses in the proposed Rule amendment.

Provider Impact Statement

In accordance with House Concurrent Resolution No. 170 of the Regular Session of the 2014 Legislature, there is hereby submitted a provider impact statement on the Rule proposed for adoption, repeal, or amendment. This will certify the agency has considered, without limitation, the following effects on the providers of services to individuals with developmental disabilities:

1. The effect on the staffing level requirements or qualifications required to provide the same level of service. The proposed Rule amendment will have no 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 Provider to Provide the Same Level of Service. The proposed Rule amendment will have no effect on the cost to the provider to provide the same level of service.

3. The Overall Effect on the Ability of the Provider to Provide the Same Level of service. The proposed Rule amendment will have no effect on the ability of the provider to provide the same level of service.

Public Comments

Interested persons may submit written comments, via United States Postal Service or other mail carrier, or in the alternative by personal delivery to M. Joseph Fontenot Jr., Executive Director, at the office of the Louisiana Board of Pharmacy, 3388 Brentwood Drive, Baton Rouge, LA 70809-1700. He is responsible for responding to inquiries regarding the proposed Rule amendment. The deadline for the receipt of all written comments is 12 p.m. on Tuesday, May 28, 2024.

Public Hearing

A public hearing to solicit comments and testimony on the proposed Rule changes is scheduled for 9:00 a.m. on Tuesday, May 28, 2024 at the Board office. During the hearing, all interested persons will be afforded an opportunity to submit comments and testimony, either verbally or in writing. The deadline for the receipt of all comments and testimony is 12 p.m. that same day. To request reasonable accommodations for persons with disabilities, please call the board office at 225.925.6496.

M. Joseph Fontenot Jr.

Executive Director

FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

RULE TITLE: **Controlled Dangerous Substances (CDS) Licensing**

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

In addition to the cost of rulemaking, which is approximately \$750 in FY 24 and \$500 in FY 25 related to publishing the proposed rule and final rule in the Louisiana Register, the proposed rule changes are expected to result in savings to the Louisiana Board of Pharmacy (LBP) due to fewer required inspections of Controlled Dangerous Substance (CDS) licensed facilities.

The proposed rule changes in §2707 streamline the CDS license reinstatement process. In circumstances where the CDS license has not been disciplined by the LBP directly (such as expiration of the license), the changes allow the CDS license to be reinstated as long as the license holder's primary credential is in an acceptable practice status with the issuing agency. The proposed changes also update the facility CDS license change of ownership procedures by reducing the number of circumstances under which a new license is needed, which LBP expects will result in a reduction in required inspections.

The proposed rule changes in §2711 repeal Subsection M- *Surrender of License* and moves that language to §2707 using modified language more reflective of current LBP practices concerning changes to CDS license status.

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

LBP anticipates the proposed rule changes will result in a reduction in revenue collections for LBP by eliminating the need for new CDS license applications (and commensurate fees) under certain circumstances relating to change of facility ownership. While the amount of the reduction is indeterminable, it is anticipated to be approximately \$400 per year.

The proposed rule changes will eliminate the need for some CDS license applications due to a change of ownership. The application fee for a CDS license ranges from \$20 to \$100, according to classification. Based on historical data, LBP estimates that the proposed rule changes will eliminate the need for approximately 8 such applications per year at \$50 per application, leading to an expected \$400 annual decrease in revenue, though the actual amount will vary depending on the number of applications which are no longer necessary under the proposed rule.

The proposed rule changes will not affect revenue collections of local governmental units.

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

The proposed rule changes will benefit certain CDS license holders undergoing a change in ownership by eliminating the need for a new CDS license in some circumstances. Eliminating the need to apply for a license due to a change of ownership will save the business between \$20 and \$100 in application fees.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

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

**FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES**

Person Preparing Statement:	M. Joseph Fontenot Jr. Executive Director	Dept:	Dept. of Health
Phone:	225.925.6481	Office:	Board of Pharmacy
Return Address:	3388 Brentwood Drive	Rule Title:	Controlled Dangerous Substances (CDS) Licensing
	Baton Rouge, LA 70809	Date Rule Takes Effect:	Upon promulgation November 20, 2024 (est.)

SUMMARY
(Use complete sentences)

In accordance with Section 961 of Title 49 of the Louisiana Revised Statutes, there is hereby submitted a fiscal and economic impact statement on the rule proposed for adoption, repeal or amendment. THE FOLLOWING STATEMENTS SUMMARIZE ATTACHED WORKSHEETS, I THROUGH IV AND WILL BE PUBLISHED IN THE LOUISIANA REGISTER WITH THE PROPOSED AGENCY RULE.

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

In addition to the cost of rulemaking, which is approximately \$750 in FY 24 and \$500 in FY 25 related to publishing the proposed rule and final rule in the Louisiana Register, the proposed rule changes are expected to result in savings to the Louisiana Board of Pharmacy (LBP) due to fewer required inspections of Controlled Dangerous Substance (CDS) licensed facilities.

The proposed rule changes in §2707 streamline the CDS license reinstatement process. In circumstances where the CDS license has not been disciplined by the LBP directly (such as expiration of the license), the changes allow the CDS license to be reinstated as long as the license holder's primary credential is in an acceptable practice status with the issuing agency. The proposed changes also update the facility CDS license change of ownership procedures by reducing the number of circumstances under which a new license is needed, which LBP expects will result in a reduction in required inspections.

The proposed rule changes in §2711 repeal Subsection M- *Surrender of License* and moves that language to §2707 using modified language more reflective of current LBP practices concerning changes to CDS license status.

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

LBP anticipates the proposed rule changes will result in a reduction in revenue collections for LBP by eliminating the need for new CDS license applications (and commensurate fees) under certain circumstances relating to change of facility ownership. While the amount of the reduction is indeterminable, it is anticipated to be approximately \$400 per year.

The proposed rule changes will eliminate the need for some CDS license applications due to a change of ownership. The application fee for a CDS license ranges from \$20 to \$100, according to classification. Based on historical data, LBP estimates that the proposed rule changes will eliminate the need for approximately 8 such applications per year at \$50 per application, leading to an expected \$400 annual decrease in revenue, though the actual amount will vary depending on the number of applications which are no longer necessary under the proposed rule.

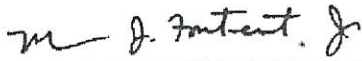
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III. ESTIMATED COSTS AND/OR ECONOMIC BENEFITS TO DIRECTLY AFFECTED PERSONS, SMALL BUSINESSES, OR NON-GOVERNMENTAL GROUPS (Summary)

The proposed rule changes will benefit certain CDS license holders undergoing a change in ownership by eliminating the need for a new CDS license in some circumstances. Eliminating the need to apply for a license due to a change of ownership will save the business between \$20 and \$100 in application fees.

IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

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



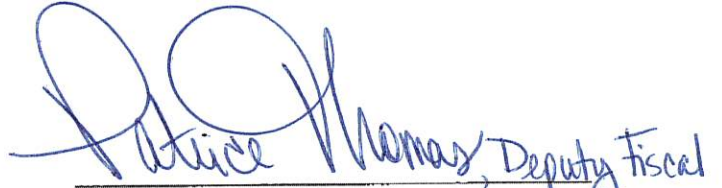
Signature of Head or Designee

M. Joseph Fontenot Jr., Executive Director

Typed Name & Title of Agency Head or Designee

April 09, 2024

Date of Signature


Patrice Thomas, Deputy Fiscal Officer

Legislative Fiscal Officer or Designee

4/09/2025

Date of Signature

FISCAL AND ECONOMIC IMPACT STATEMENT
FOR ADMINISTRATIVE RULES

The following information is required in order to assist the Legislative Fiscal Office in its review of the fiscal and economic impact statement and to assist the appropriate legislative oversight subcommittee in its deliberation on the proposed rule.

- A. Provide a brief summary of the content of the rule (if proposed for adoption, or repeal) or a brief summary of the change in the rule (if proposed for amendment). Attach a copy of the notice of intent and a copy of the rule proposed for initial adoption or repeal (or, in the case of a rule change, copies of both the current and proposed rules with amended portions indicated).

The proposed rule changes in §2707 streamline the CDS license reinstatement process, update the facility CDS license change of ownership procedures, and add a new subsection to address changes to CDS license status. The proposed rule changes in §2711 repeal Subsection M- *Surrender of License* and moves that language in a modified version to §2707.

- B. Summarize the circumstances, which require this action. If the Action is required by federal regulation, attach a copy of the applicable regulation.

Following a recent rule change made to pharmacy change of ownership procedures, and after determining a need to simplify the CDS license reinstatement process, LBP determined it appropriate to amend §2707 and §2711 of its rules relative to CDS Licensing.

- C. Compliance with Act 11 of the 1986 First Extraordinary Session

- (1) Will the proposed rule changes result in any increase in the expenditure of funds? If so, specify amount and source of funding.

LBP has allocated \$1,250 for printing the Notice of Intent and the Rule. LBP operates on self-generated funds.

- (2) If the answer to (1) above is yes, has the Legislature specifically appropriated the funds necessary for the associated expenditure increase?

(a) _____ YES. If yes, attach documentation.

(b) X _____ NO. If no, provide justification as to why this rule change should be published at this time

LBP operates on self-generated funds, and they have determined the proposed rule change is in the public's best interest.

**FISCAL AND ECONOMIC IMPACT STATEMENT
WORKSHEET**

I. A. COSTS OR SAVINGS TO STATE AGENCIES RESULTING FROM THE ACTION PROPOSED

1. What is the anticipated increase (decrease) in costs to implement the proposed action?

COSTS	FY 24	FY 25	FY 26
PERSONAL SERVICES	\$0	\$0	\$0
OPERATING EXPENSES	\$750	SEE BELOW	DECREASE
PROFESSIONAL SERVICES	\$0	\$0	\$0
OTHER CHARGES	\$0	\$0	\$0
EQUIPMENT	\$0	\$0	\$0
MAJOR REPAIR & CONSTR.	\$0	\$0	\$0
TOTAL	\$750	SEE BELOW	DECREASE
POSITIONS (#)	0	0	0

2. Provide a narrative explanation of the costs or savings shown in "A. 1.", including the increase or reduction in workload or additional paperwork (number of new forms, additional documentation, etc.) anticipated as a result of the implementation of the proposed action. Describe all data, assumptions, and methods used in calculating these costs.

In addition to the cost of rulemaking, which is approximately \$750 in FY 24 and \$500 in FY 25 related to publishing the proposed rule and final rule in the Louisiana Register, the proposed rule changes are expected to result in savings to the Louisiana Board of Pharmacy (LBP) due to fewer required inspections of Controlled Dangerous Substance (CDS) licensed facilities.

3. Sources of funding for implementing the proposed rule or rule change.

SOURCE	FY 24	FY 25	FY 26
STATE GENERAL FUND	\$0	\$0	\$0
AGENCY SELF-GENERATED	\$750	SEE BELOW	DECREASE
DEDICATED	\$0	\$0	\$0
FEDERAL FUNDS	\$0	\$0	\$0
OTHER (Specify)	\$0	\$0	\$0
TOTAL	\$750	SEE BELOW	DECREASE

4. Does your agency currently have sufficient funds to implement the proposed action? If not, how and when do you anticipate obtaining such funds?

LBP has sufficient self-generated funds available to implement the proposed rule changes.

B. COST OR SAVINGS TO LOCAL GOVERNMENTAL UNITS RESULTING FROM THE ACTION PROPOSED.

1. Provide an estimate of the anticipated impact of the proposed action on local governmental units, including adjustments in workload and paperwork requirements. Describe all data, assumptions and methods used in calculating this impact.

The proposed rule changes will not result in costs or savings to local governmental units.

2. Indicate the sources of funding of the local governmental unit, which will be affected by these costs or savings.

The proposed rule changes will not impact sources of funding of local governmental units.

FISCAL AND ECONOMIC IMPACT STATEMENT
WORKSHEET

II. EFFECT ON REVENUE COLLECTIONS OF STATE AND LOCAL GOVERNMENTAL UNITS

A. What increase (decrease) in revenues can be anticipated from the proposed action?

REVENUE INCREASE/DECREASE	FY 24	FY 25	FY 26
STATE GENERAL FUND	\$0	\$0	\$0
AGENCY SELF-GENERATED	\$0	(\$400)	(\$400)
DEDICATED	\$0	\$0	\$0
FEDERAL FUNDS	\$0	\$0	\$0
LOCAL FUNDS	\$0	\$0	\$0
TOTAL	\$0	(\$400)	(\$400)

*Specify the particular fund being impacted.

B. Provide a narrative explanation of each increase or decrease in revenues shown in "A." Describe all data, assumptions, and methods used in calculating these increases or decreases.

LBP anticipates the proposed rule changes will result in a reduction in revenue collections for LBP by eliminating the need for new CDS license applications (and commensurate fees) under certain circumstances relating to change of facility ownership. While the amount of the reduction is indeterminable, it is anticipated to be approximately \$400 per year.

The proposed rule changes will eliminate the need for some CDS license applications due to a change of ownership. The application fee for a CDS license ranges from \$20 to \$100, according to classification. Based on historical data, LBP estimates that the proposed rule changes will eliminate the need for approximately 8 such applications per year at \$50 per application, leading to an expected \$400 annual decrease in revenue, though the actual amount will vary depending on the number of applications which are no longer necessary under the proposed rule changes.

The proposed rule changes will not affect revenue collections of local governmental units.

FISCAL AND ECONOMIC IMPACT STATEMENT
WORKSHEET

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

- A. What persons, small businesses, or non-governmental groups would be directly affected by the proposed action? For each, provide an estimate and a narrative description of any effect on costs, including workload adjustments and additional paperwork (number of new forms, additional documentation, etc.), they may have to incur as a result of the proposed action.

The proposed rule changes will benefit certain CDS license holders undergoing a change in ownership by eliminating the need for a new CDS license in some circumstances. Eliminating the need to apply for a license due to a change of ownership will save the business between \$20 and \$100 in application fees.

- B. Also provide an estimate and a narrative description of any impact on receipts and/or income resulting from this rule or rule change to these groups.

The proposed rule changes will not impact a licensee's receipts or revenue.

IV. EFFECTS ON COMPETITION AND EMPLOYMENT

Identify and provide estimates of the impact of the proposed action on competition and employment in the public and private sectors. Include a summary of any data, assumptions and methods used in making these estimates.

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