VII. Special event permits issued to governmental entities, quasi-governmental development districts, and their agents and assigns. Special event permits to governmental entities, quasi-governmental entities, or quasi-governmental development districts shall be classified as Type C Special Events pursuant to R.S. 26:793(A)(1)(d) and LAC 55:VII.323(B)(1)(c).

The Louisiana Professional Engineering and Land Surveying Board has amended its rules contained in LAC 46:LXI.105, 707, 709, 1101, 1107, 2701, and 3107.

This is a housekeeping revision of existing rules under which LAPELS operates. This Rule is hereby adopted on the day of promulgation.

Title 46
PROFESSIONAL AND OCCUPATIONAL STANDARDS

Part LXI. Professional Engineers and Land Surveyors

Chapter 1. General Provisions

§105. Definitions

A. The words and phrases defined in R.S. 37:682 shall apply to these rules. In addition, the following words and phrases shall have the following meanings, unless the content of the rules clearly states otherwise.

* * *
Practice of Land Surveying—defined in R.S. 37:682.

The board recognizes that there exists a close relationship between land surveying and some areas of engineering, with some activities common to both professions; however, survey work related to property boundaries must be performed under the responsible charge of a professional land surveyor. Presented below are guidelines which shall be used as an aid in determining the types of surveying services which may be rendered by professional land surveyors or professional engineers.

a. Surveying and mapping functions which require the establishment of relationships to property ownership boundaries are unique to land surveying and must be performed by or under the responsible charge of a professional land surveyor. These functions include:

i. boundary surveys;
ii. subdivision surveys and plats;
iii. public land surveys;
iv. surveys of servitudes (easements) and rights of way;
v. surveys of leases.

b. Surveying and mapping functions not unique to land surveying must be performed by or under the responsible charge of a professional land surveyor whenever they require the establishment of relationships to property ownership boundaries. These functions include:

1. boundary surveys;
2. subdivision surveys and plats;
3. public land surveys;
4. surveys of servitudes (easements) and rights of way;
5. surveys of leases.

The Professional Engineering and Land Surveying Board has amended its rules contained in LAC 46:LXI.105, 707, 709, 1101, 1107, 2701, and 3107.
i. topographical surveys;
ii. surveys for record drawing;
iii. layout surveys for construction;
iv. hydrographic surveys;
v. mine surveys;
vi. mapping.

c. Surveying and mapping functions which do not require the establishment of relationships to property ownership boundaries must be performed by or under the responsible charge of a professional land surveyor. These surveying and mapping functions include:
    i. topographical surveys;
    ii. surveys for record drawing;
    iii. layout surveys for construction;
    iv. hydrographic surveys;
    v. mine surveys;
    vi. mapping;
    vii. geodetic surveys;
    viii. cartographic surveys;
    ix. horizontal and vertical control surveys;
    x. quantity and measurement surveys;
    xi. profiles and cross-sections;
    xii. site grading plans.

d. Professional services which require the application of engineering principles and the interpretation of engineering data must be performed by or under the responsible charge of a professional engineer.

**Topographical Survey**—the measurement by any method of natural or man-made features in the air, on the surface or in the subsurface of the earth, or within bodies of water for the purpose of determining or establishing their size, shape, grade and/or contour. This also includes the preparation of any data depicting the above-described features. Such surveys may include the use of conventional survey methods, LIDAR and scanning technologies, and hydrographic survey methods to gather this data.

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


Chapter 7. Bylaws

§707. Board Organization

A. - C. …

D. Duties

1. Chairman. The chairman shall preside at all meetings, appoint all committees, except as otherwise provided, and shall, together with the secretary, sign all certificates issued by the board. The chairman shall, with the assistance of the executive director, compile the agenda for each regular and special meeting.

2. …

3. Secretary. The secretary shall:
   a. - b. …
   c. sign the minutes of the board meetings after approval of the minutes by the board.

4. Treasurer. The treasurer shall be responsible for the annual budget of the board. The treasurer shall present a financial report to the board at each regular meeting.

E. Committees. The board may establish standing committees, including but not limited to the following: executive committee, engineering committees, land surveying committee, engineer intern committee, laws and rules committee, education/accreditation committee, finance committee, nominations and awards committee, complaint review committees, continuing professional development committee, firm licensure committee, and enforcement committee. The board may also establish ad hoc committees from time-to-time as necessary.

1. - 3.b. …

4. Land Surveying Committee. The chairman of the board shall appoint a land surveying committee composed of not less than two board members. At least two of the board members on the land surveying committee shall be professional land surveyors. The land surveying committee shall:
   a. - c. …
   d. conduct oral examinations or interviews of applicants, as necessary; and
   e. supervise the development and administration of examinations on the Louisiana laws of land surveying.

5. - 13. …

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

20. receive and account for all monies derived from the operation of the board;
21. comply with R.S. 37:690 in all matters relating to receipts and disbursements;
22. audit all bills and accounts covering expenditures and prepare all vouchers and checks for payment of approved bills;
23. keep a register of receipts and expenditures, maintaining such financial books, and show the financial condition of the board and the validity of the licenses and of the certificates which have been issued;
24. assist in the legislative audit made of all receipts and disbursements at the close of each fiscal year by a certified public accountant; and
25. assist the chairman with planning and compiling the agenda for each regular and special meeting of the board.

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


Chapter 27. Use of Seals

§2701. Seal and Signature

A. - A.3.b.(d) ... * * *

iii. - iii.(c). Repealed.

4. Seal Use
a. Completed Work
i. - iv.(a) ... 
v. Compiled As-Built Record Drawings
(a) The preparation of compiled engineering as-built record drawings is not considered to be the practice of engineering and such drawings are not required to be sealed or signed by a professional engineer. If the professional engineer was in responsible charge of the original underlying engineering work, he/she should (in lieu of a seal) include on the title page of the compiled engineering as-built record drawings a disclaimer (with date) which incorporates the following:

These compiled engineering as-built record drawings are a compilation of a copy of the original sealed engineering design drawings for this project, modified by addenda, change orders and information furnished by the contractor or others associated with the construction of the project. The information shown on these compiled engineering as-built record drawings that was provided by the contractor and/or others cannot be verified for accuracy or completeness. The compilation of this information does not relieve the contractor or others of responsibility for errors resulting from incorrect, incomplete or omitted data on their as-built record drawings - nor does it relieve them of responsibility for non-conformance with the original contract documents. The original sealed engineering drawings are on file in the offices of (name of professional engineer).

4.a.v.(b) - 5.b. ... * * *

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:696.

Chapter 31. Continuing Professional Development (CPD)

§3107. Reciprocity/Out-of-Jurisdiction Resident

Repealed.

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


Donna D. Sentell
Executive Director
1901#013

RULE

Depart of Wildlife and Fisheries
Office of Fisheries and
Wildlife and Fisheries Commission

Removal of Abandoned Crab Traps (LAC 76:VII.367)

Notice is hereby given in accordance with the Administrative Procedure Act, R.S. 49:950 et seq., and through the authority granted in R.S. 56:332(N), that the Wildlife and Fisheries Commission has amended LAC 76:VII.367 to temporarily close a portion of state inside waters to the use of crab traps in order to facilitate the removal of abandoned crab traps in these waters.

The Wildlife and Fisheries Commission has amended the provisions in LAC 76:VII.367 governing the locations of temporary crab trap closures to address problems in portions of state waters resulting from large numbers of abandoned and derelict crab traps (Louisiana Register, Volume 30, Number 1; Volume 31, Number 1; Volume 32, Number 2; Volume 33, Number 1; Volume 34, Number 1; Volume 36; Number 1; Volume 38, Number 1; Volume 38, Number 12; Volume 40, Number 1; Volume 41, Number 1; Volume 42, Number 1; Volume 42, Number 12; Volume 44, Number 1). The Wildlife and Fisheries Commission took action on October 4, 2018 to describe a new portion of state waters to be temporarily closed to the use of crab traps for the purpose of conducting a crab trap cleanup. This Rule is hereby adopted on the day of promulgation.

Title 76

WILDLIFE AND FISHERIES

Part VII. Fish and Other Aquatic Life

Chapter 3. Saltwater Sport and Commercial Fishery

§367. Removal of Abandoned Crab Traps

A. The use of crab traps shall be prohibited for a 14-day period from 12 a.m. February 1, 2019 through 11:59 p.m. February 14, 2019 within portions of Plaquemines and Jefferson Parishes as described below:

1. from a point originating on the western boundary of the Barataria Waterway (29 degrees 34 minutes 34.52 seconds north latitude, 90 degrees 3 minutes 41.24 seconds west longitude); thence easterly to the intersection of Highway 23 and Reddick Lane (29 degrees 34 minutes 53.36 seconds north latitude, 90 degrees 49 minutes 38.29 seconds west longitude); thence southerly on Highway 23 and terminating at the intersection of Bayou De Jean and Highway 23; thence westerly to the mouth of Bayou De Jean and Highway 23; thence northerly along the northern shoreline of Bayou De Jean to the mouth of Bayou De Jean; thence westerly along the northern shoreline of Bayou De Jean to Lost Lake; thence westerly along the northern shoreline of Lost Lake to the mouth of Rice Bayou; thence southerly along the western shoreline of Rice Bayou...