

### Subpart 3. Motor Vehicle Sales Finance

#### Chapter 81. Open Meetings

##### §8101. Teleconference or Video Conference

###### Participation in Open Meetings by a Person with Disability

A. Upon written request, the Motor Vehicle Commission ("commission") allows for teleconference or video conference participation in its open meeting by a person with disability as defined in Paragraph B of this Section.

###### B. Definitions

*Person with Disability*—a person with a disability recognized by the ADA, or a designated caregiver of such a person, or a participating commission member with an ADA recognized disability.

C. A person with disability must submit a request to participate by teleconference or video conference to the commission staff member at the address identified in the commission's notice of the meeting.

D. Upon receipt of a timely request, the commission staff shall provide an electronic link as soon as reasonably possible. This request shall be made no later than 72 hours prior to the start of the scheduled meeting.

E. A commissioner who is a person with disability may participate and vote in a meeting.

AUTHORITY NOTE: Promulgated in accordance with R.S. 32:1253(E), R.S. 42:14, and R.S. 42:17.2.1.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Motor Vehicle Commission, LR 51:

###### Family Impact Statement

In accordance with R.S. 49:961(A)(2)(h)(i) and 972, the proposed Rule, including Sections 2101 and 8101, does not have a known impact on family formation, stability, or autonomy.

###### Poverty Impact Statement

In accordance with R.S. 49:961(A)(2)(h)(ii) and 973, the proposed Rule, including Sections 2101 and 8101, does not have a known impact on child, individual, or family poverty in relation to individual or community asset development as described in R.S. 49:973.

###### Small Business Analysis

In accordance with R.S. 49:961(A)(2)(h)(iv) and 974.5, the impact of proposed Rule, including Sections 2101 and 8101, on small businesses has been considered. Consistent with health, safety, environmental, and economic welfare, the commission considered utilizing regulatory methods that will accomplish the objective of applicable statutes while minimizing adverse effects on small businesses. The proposed Rule, Sections 2101 and 8101, does not have an adverse impact on small businesses.

###### Provider Impact Statement

In accordance with HCR 170 of the 2014 Regular Legislative Session, proposed Rule, including Sections 2101 and 8101, 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 such services, or the ability of the provider to provide the same level of service.

###### Public Comments

Interested persons may submit written comments on the proposed Rule to the Executive Director, Louisiana Motor Vehicle Commission, 3017 Kingman Street, Metairie, LA 70006 by 4:30 p.m. on June 10, 2025.

### FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES

#### RULE TITLE: Teleconference or Video Conference Participation at Open Meetings by Person with Disability

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

The proposed rule change will result in a minimal increase in costs for the Louisiana Motor Vehicle Commission for additional staff hours to manage and operate the equipment necessary to broadcast the meetings to the public. The commission estimates the costs will be approximately \$4,800 annually.

The proposed rule change, mandated by Act 393 of the 2023 Regular Legislative Session, (i) requires the Louisiana Motor Vehicle Commission to accommodate individual participation in its meetings via electronic means by members of the public with a disability recognized by the Americans with Disability Act, designated caregivers of such persons, and participant board members with an ADA-qualifying disability who request accommodation, and (ii) sets forth the required procedures for providing public notice of meetings and for the board receiving and accommodating requests for participation in its meetings by persons with disabilities. Requests for accommodation made under the proposed rule will be handled by existing staff using technology already owned by the board and will not cause any increase in expenditure.

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

There is no anticipated effect on revenue collections of state or local governmental units as a result of the proposed rule change.

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

Electronic meetings could possibly reduce expenses for individuals participating in meetings by negating the need for travel to a commission meeting.

##### IV. ESTIMATED EFFECT ON COMPETITION AND EMPLOYMENT (Summary)

There is no anticipated effect on competition and employment as a result of the proposed rule change.

Amy Casey  
Executive Director  
2505#003

Patrice Thomas  
Deputy Fiscal Officer  
Legislative Fiscal Office

### NOTICE OF INTENT

#### Department of Health Board of Dentistry

General Provisions  
(LAC 46:XXXIII.136)

In accordance with the applicable provisions of the Administrative Procedure Act, R.S. 49:950, et seq., the Dental Practice Act, R.S. 37:751, et seq., and particularly R.S. 37:760 (8), notice is hereby given that the Department of Health, Board of Dentistry intends to amend LAC 46:XXXIII.136.

The Board of Dentistry is proposing LAC 46:XXXIII.136 for initial adoption to establish rules regarding dental records, affirming the right of the patient to receive copies of his records and the right of the dentist to charge for copies to

the patient in line with R.S. 40:1165.1. It also requires that the records be legible, and the x-rays be diagnostic. This solves the problem the board sometimes has when screening complaints; sometimes the records and x-rays the board receives are not legible.

#### **Title 46**

### **PROFESSIONAL AND OCCUPATIONAL STANDARDS**

#### **Part XXXIII. Dental Health Profession**

#### **Chapter 1. General Provisions**

#### **§136. Dental Records**

A. Dental patients have the right to receive copies of their dental records and/or radiographs when requested in writing by the patient or his authorized representative. Patients or their authorized representative requesting copies of patient records and/or radiographs may be charged amounts set forth in R.S. 40:1165.1. The dental records and/or radiographs may be withheld pending payment of the amount set forth in R.S. 40:1165.1 if a payment request has been made by the dentist or custodian of the records within fifteen days of the request for dental records and/or radiographs.

B. Dental patients have the right to have copies of their dental records and/or radiographs sent to subsequent and/or concurrent treating health care providers when the request is made in writing by the patient, his authorized representative, or the subsequent/concurrent treating health care provider.

C. The Louisiana State Board of Dentistry (Board) has the right to receive copies of dental records and/or radiographs when requested by the Board in writing.

D. When Dental records and/or radiographs, of a patient are requested in writing by a patient, his authorized representative, a subsequent or concurrent treating health care provider or the board, the records must be made available within thirty days of the request, or within twenty days of a payment request as set forth in Subsection A of this Section.

E. Dental records produced pursuant to this Section must be legible. If there is handwriting that is illegible in the original records, the records produced must include a typed transcript of the illegible handwriting.

F. Radiographs produced pursuant to this Section must be diagnostic and must be able to be read without the use of proprietary software.

G. The treating dentist whose treatment is reflected in the records and/or radiographs requested pursuant to this Section is responsible for complying with this Section and may be sanctioned by the board if any part of this Section is violated. The treating dentist is responsible for assuring that the requirements of this Section are followed even if he has left the practice where the treatment was rendered and may be sanctioned by the board if any part of this Section is violated.

H. If the treating dentist whose treatment is reflected in the records and/or radiographs requested pursuant to this Section has left the practice where the treatment occurred, the dentist owner(s) of the practice in possession of the records and/or radiographs is responsible, along with the treating dentist, for complying with the requirements of this Section and may be sanctioned by the board if any part of this Section is violated.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 37:760(6) and (8) and R.S. 49:953(B).

**HISTORICAL NOTE:** Promulgated by the Department of Health and Hospitals, Board of Dentistry, LR 51:

#### **Family Impact Statement**

There will be no family impact in regard to issues set forth in R.S. 49:972.

#### **Poverty Impact Statement**

The proposed rulemaking will have no impact on poverty as described in R.S. 49:973. In particular, there should be no known or foreseeable effect on:

1. the effect on household income, assets, and financial security;
2. the effect on early childhood development and preschool through postsecondary education development;
3. the effect on employment and workforce development;
4. the effect on taxes and tax credits;
5. the effect on child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

#### **Small Business Analysis**

In compliance with Act 820 of the 2008 Regular Session of the Louisiana Legislature, the economic impact of this proposed Rule on small businesses has been considered. It is anticipated that this proposed Rule will have no impact on small businesses, as described in R.S. 49:965.2 et seq.

#### **Provider Impact Statement**

The proposed rulemaking should not have any know or foreseeable impact on providers as defined by HCR 170 of 2014 Regular Legislative Session. In particular, there should be no known or foreseeable effect on:

1. the effect on the staffing level requirements or qualifications required to provide the same level of service;
2. the total direct and indirect effect of the cost to the providers to provide the same level of service; or
3. the overall effect on the ability of the provider to provide the same level of service.

#### **Public Comments**

Interested persons may submit written comments on these proposed rule changes to Arthur Hickham, Jr., Executive Director, Louisiana State Board of Dentistry, P.O. Box 5256, Baton Rouge, Louisiana, 70821. Written comments must be submitted to and received by the board by 4:30 p.m. on June 10, 2025. A request pursuant to R.S. 49:953 (A)(2) for oral presentation, argument, or public hearing must be made in writing and received by the board by 4:30 p.m. on June 10, 2025.

Arthur Hickham, Jr.  
Executive Director

### **FISCAL AND ECONOMIC IMPACT STATEMENT FOR ADMINISTRATIVE RULES RULE TITLE: General Provisions**

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

Other than the cost of rulemaking, there are no estimated implementation costs or savings for state or local government units resulting from the promulgation of the proposed rule change. The cost for the Louisiana Board of Dentistry is approximately \$500 in FY 25 for the notice and rule publication in the *Louisiana Register*.