

MINUTES

DRAFTING SUBCOMMITTEE OF THE PUBLIC RECREATION  
ACCESS TASK FORCE

Monday, October 28, 2019

A public meeting of the Drafting Subcommittee of the Public Recreation Access Task Force was held on Monday, October 28, 2019 upon adjournment of the Public Recreation Access Task Force in House Committee Room 5, Ground Floor, Louisiana Capitol, Baton Rouge, Louisiana.

I. **CALL TO ORDER**

**Blake Canfield** called the meeting to order at 10:31 a.m.

II. **ROLL CALL**

**Mr. Canfield** then called the roll for purposes of establishing a quorum. The following full members of the drafting subcommittee of the task force were recorded as present:

**Mr. Blake Canfield**

**Mr. David Cresson**

**Mr. Taylor Darden**

**Mr. John Lovett**

**Mr. Sean Robbins**

No full members of the drafting subcommittee of the task force were absent.

**Mr. Canfield** announced that five (5) members of the drafting subcommittee of the task force were present and that a quorum was established.

III. **SELECTION OF CHAIR AND REPORTER**

Upon motion of **Mr. Robbins** the subcommittee unanimously selected **Mr. Canfield** as its chair.

Upon motion of **Mr. Canfield** the subcommittee unanimously selected **Mr. Lovett** as its reporter.

IV. **PRESENTATIONS AND DISCUSSION ITEMS**

a. **Discussion of goals, objectives, processes, and timetable**

**Mr. Canfield** stated that there needs to be an outline for the report to help with organization and to assign tasks. The objective is to describe SCR 99 and the

creation of the task force. Mr. Canfield suggested there be a discussion for the outline of items to be included in the report. Mr. Canfield stated there is a need to summarize background information. Mr. Canfield stated that the background should include: reports from Mr. Vorhoff (Attorney General) on navigability and the case law, criminal trespass, and how to define and process for creating sanctuaries. Mr. Canfield stated it is necessary to include past reports, including responsible access, limitations on recreation access, mineral rights, and dual claimed rights. Mr. Canfield continued that State agencies will have administrative matters that they need to cover. Mr. Canfield asks for members' thoughts. **Mr. Cresson** asked if the Drafting subcommittee meetings are going to be aired online for the public to watch. Mr. Canfield stated that yes, the plan is to have meetings in the Capitol in one of the meeting rooms in order to have the capability that it be aired for members who cannot attend and for members of the public to watch.

**b. Outline of items to include in report to the Legislature required by SCR 99 of 2018**

**i. Mr. Canfield** asked Mr. Lovett to help guide the organization of an outline of items to include in the report to the Legislature required by SCR 99 of 2018.

**Mr. Lovett** stated that he suggested having four parts to the report:

(1) The first section would include a background section explaining the relevant laws, what members have learned from presentations, objectively describe the proposals, and what various stake holders are proposing.

(2) The second section would outline areas of agreement and go into more detail about where members agree, and the level of specific statutory or constitutional changes members recommend be addressed or revised with specific language, if possible.

(3) The third section would lay out where members still disagree and have a difference of position.

(4) The fourth section would be a conclusion, including action items for the Legislature, a list of areas of agreement as action items, suggest further consensus building for areas of disagreement, and identify mechanisms for stake holders to meet and narrow down their disagreements in the long run.

**ii. Mr. Darden** asked if there will be a section with proposed draft legislation.

**Mr. Lovett** stated that it depends on if there is a lot of agreement, if so, then proposed draft legislation would be included. Mr. Lovett stated that the committee would be capable of doing so; however, it depends on the level of agreement.

**iii. Mr. Canfield** stated that the proposed outline, from Mr. Lovett, is a great starting point. Mr. Canfield stated that he suggests past members of the board who have presented proposals to summarize them for inclusion in the report. Mr. Canfield worried that there may be difficulty with readability if there are too many different authors, but from a time saving standpoint Mr. Canfield stated everyone providing their summaries may work best. Mr.

Canfield stated that if members plan to have draft summaries back quickly, and shared with sub-committee members and the task force, then that will allow them to be revised at the next subcommittee meeting.

**iv. Mr. Robbins** asked when the final date of the report is due. Mr. Canfield states the final report is due February 1st

**c. Assignment of drafting responsibilities**

**i. Identifying person(s) to draft specific item(s)**

**Mr. Canfield** suggested that there should be a discussion of assignments of responsibilities, to give to Mr. Lovett. Mr. Canfield states that the summary would just need to list the elements of each proposal, for instance. Mr. Canfield stated that Mr. Robbins, Mr. Darden, Mr. Carpenter had made proposals before. Mr. Canfield stated that Mr. Vorhoff is going to summarize his presentation on the case law regarding Navigability. Mr. Canfield stated he will write a summary on the SCR 99. Ms. Duet stated she will make a draft of her proposal regarding sanctuaries and preserves.

**ii. Setting time-frame for draft(s) to be submitted to subcommittee**

**Mr. Canfield** stated that drafts of these subsections need to be in by Monday, November 11, 2019 or a little later, giving the whole task force time to review it prior to their next meeting. **Mr. Lovett** stated that if the drafts are in by the 4th or 5th, Mr. Lovett will have time to prepare the outline. Mr. Canfield stated that the next Meeting of the subcommittee will be on November 8th, 2019. Mr. Canfield stated that at the next meeting members will review drafts, forward drafts to non-committee members; reviewing for both typos, and substance. **Mr. Lovett** stated that he will be getting material for sections one and two by November 4th, 2019. Mr. Lovett stated he will outline areas of agreement and disagreement which will be sections three and four of the report and outline tentative sections of the report.

**d. Discussion of Next Subcommittee Meeting – Scheduling and Agenda Items**

**i. Mr. Darden** asked when the next meeting of the Drafting subcommittee will be. Mr. Canfield stated that the next meeting of task force will be November 18, 2019. Mr. Canfield stated it would be preferable for the Drafting subcommittee to meet a week in advance, which will allow time to summarize the information at the meeting to give to the members of the Task Force who did not attend the meeting the ability to review what was discussed. Mr. Canfield stated the Drafting subcommittee meeting on November 8th, 2019, will give time to summarize the agreements and give out to the rest of the Task Force members by late in the day on November 13th, 2019.

- ii. **Mr. Canfield** suggested that the next meeting of the subcommittee be on November 8th, 2019, at 1:30 p.m. Subcommittee members agree to the next meeting being November 8th, 2019, at 1:30 p.m.
- iii. **Mr. Robbins** asked if meetings could be held over teleconference. **Mr. Canfield** states he does not think that it is allowed to hold meetings over teleconference. **Mr. Seidemann** stated that meetings over teleconference would only be possible if a quorum was already present in the actual physical location of the meeting, but the member's votes who are attending over teleconference would not count; those members would be able to voice their opinions. Mr. Canfield states that because of this meetings over teleconference may not work because of the small number of members, as one member not being allowed to vote might drastically impact the outcome and leave an interest group unrepresented.

V. **PUBLIC COMMENT**

No. public comments.

VI. **CONSIDERATION OF ANY OTHER MATTERS THAT MAY COME BEFORE THE SUBCOMMITTEE**

No other matters came before the task force.

VII. **ADJOURNMENT**

The meeting adjourned at 10:50 a.m.