



JOHN BEL EDWARDS
GOVERNOR

State of Louisiana
DEPARTMENT OF NATURAL RESOURCES
OFFICE OF CONSERVATION

THOMAS F. HARRIS
SECRETARY

RICHARD P. IEYOUB
COMMISSIONER OF CONSERVATION

February 9, 2018

Senator John A. Alario, Jr., President
Senator Norbert Chabert, Natural Resource Committee Chairman
Representative Taylor Barras, Speaker
Representative Stuart Bishop, Natural Resources and Environment Committee Chairman

Via Statutorily Prescribed E-mail

Re: Report of Proposed Amendment to
Office of Conservation Rules and Regulations
LAC 43:XIX.Chapter 5 (Statewide Order No. 29-B)
For Compliance with Act 634 of 2016

Dear Oversight Authorities:

The Commissioner of Conservation proposes to amend LAC 43:XIII.Chapters 1-85 and V.301-305 in accordance with the provisions of the Administrative Procedure Act R.S. 49:950 et seq., and pursuant to the power delegated under the laws of the state of Louisiana. The proposed rule changes are required as a part of the Department of Natural Resources certification agreement with the US Department of Transportation and are intended to adopt existing federal regulations as state regulations.

I. Copy of the rule as it is proposed for amendment per La R.S. 49:968.C(1):

See the attached Notice of Intent.

II. Statement of the proposed action per La R.S. 49:968.C(2):

The Louisiana Office of Conservation proposes to amend LAC 43:XIII.Chapters 1-85 and V.301-305 in accordance with the provisions of the Administrative Procedure Act R.S. 49:950 et seq. The proposed rule changes are required as a part of the Department of Natural Resources certification agreement with the US Department of Transportation and are intended to adopt existing federal regulations as state regulations.

III. The specific citation of the enabling legislation purporting to authorize amendment of the rule per La R.S. 49:968.C(3):

La R.S 30:4et seq.

IV. Statement of the circumstances requiring amendment of the rule per La R.S. 49:968.C(4):

The proposed rule seeks to implement Parts 191, 192, 193, and 40 of Title 49 of the Code of Federal Regulations which is required as a part of the Department of Natural Resources certification agreement with the US Department of Transportation.

V. Statement of the fiscal and economic impact of the proposed rule amendment per La R.S. 49:968.C(5):

The fiscal and economic impact statement is attached to this report.

A notice of intent to initiate rule-making will be published in the Louisiana Register on March 20 2018, with a public comment period on the proposal scheduled to remain open until April 4, 2018 at 4:00 PM. Additionally, A public hearing will be held at 9 a.m. on March 29, 2018 in the La Belle Room located on the first floor of the LaSalle Building.

Please contact me at 225-342-7889 if there are any questions.

Yours very truly,



John W. Adams
Attorney, Office of Conservation

JWA:jwa

Attachments