

John Bel Edwards
GOVERNOR



Thomas F. Harris
SECRETARY

Richard P. Ieyoub
COMMISSIONER OF CONSERVATION

State of Louisiana
DEPARTMENT OF NATURAL RESOURCES
OFFICE OF CONSERVATION

November 05, 2018

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

Via Statutorily Prescribed E-mail

Re: Summary 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 191 of 2018

Dear Oversight Authorities:

The Commissioner of Conservation proposes to amend LAC 43:XIX.104 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 The proposed amendment is made to implement Act 191 of the 2018 Legislative Session which repealed the Commissioners authority to regulate the hours of operation or receiving of offsite treatment, storage and disposal facilities of E & P Waste.

In accordance with La R.S. 49:968.B and C. the Commissioner forwarded a report (dated July 10, 2018) of proposed amendments to the appropriate legislative committees, presiding officers of the House and Senate, and other state offices.

A comment period was held open from July 20, 2018 to August 10, 2018, under Docket Number R A 2018-01, afforded interested parties an opportunity to comment on the proposed rule amendments. Pursuant to La R.S. 49:968.D(1)(b), the Commissioner of Conservation submits the following summary report of the public hearing.

I. La R.S. 49:968.D(1)(b)(i) – A summary of public hearing testimony:

No public hearing was requested, nor were any comments received during the comment period.

II. La R.S. 49:968.D(1)(b)(ii) – A summary of all comments received, a copy of the agency's responses, and a statement of the agency's action resulting from comments received:

No comments were received during the comment period.

III. La R.S. 49:968.D(1)(b)(iii) – A revision of the proposed rule since submitting the report of La R.S. 49:968.B, or a statement that no changes were made:

No changes were made since submitting the previous report.

IV. La R.S. 49:968.D(1)(b)(iv) – A concise statement of the principal reasons for and against adoption of any amendments or changes suggested:

No changes or amendments are intended to be implemented.

The Office of Conservation expects to publish the final rule in the Louisiana Register as soon as permissible under the Administrative Procedures Act. Please inform us of your decision on whether or not you intend to hold a hearing as permitted by La R.S. 49:968.D(2)(a).

Please contact me at 225-342-7889 if there are any questions or if any clarification of the above is needed.

Yours very truly,

A handwritten signature in blue ink, appearing to read "John W. Adams".

John W. Adams
Attorney, Office of Conservation

JWA:jwa