



State of Louisiana
DEPARTMENT OF NATURAL RESOURCES
OFFICE OF CONSERVATION

July 10, 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 191 of 2018

Dear Oversight Authorities:

The Commissioner of Conservation proposes to amend LAC 43:XIX.Chapter 5 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.

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The proposed amendment is made to implement Act 191 of the 2018 Legislative Session which repealed the Commissioners authority to regulate the hours of operation or receiving of offsite treatment, storage and disposal facilities of E & P Waste.

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):

As a result of Act 191 of the 2018 Legislative Session which repealed the Commissioners authority to regulate the hours of operation or receiving of offsite treatment, storage and disposal facilities of E & P Waste, the current

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Initial Notice to Oversight Authorities

regulations are inconsistent with the law. The proposed rule seeks to make the current regulations consistent with the current law.

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 July 20, 2018, with a public comment period on the proposal scheduled to remain open until August 10, 2018 at 4:00 PM.

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

Yours very truly,

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

John W. Adams
Attorney, Office of Conservation

JWA:jwa

Attachments