



JOHN BEL EDWARDS
GOVERNOR

State of Louisiana
DEPARTMENT OF NATURAL RESOURCES
OFFICE OF CONSERVATION

THOMAS F. HARRIS
SECRETARY

RICHARD P. IEYOUNG
COMMISSIONER OF CONSERVATION

September 26, 2017

Zack Spivey, Chairman
Sparta Ground Water Conservation Commission
912 Goodgoin Rd.
Ruston, LA 71270

Re: FINAL Guidance Form and Checklist (Act 425, Groundwater Commission Reporting)

Dear Chairman Spivey:

Please find enclosed the final version of the guidance form and checklist required of the Office of Conservation by Act 425 of 2017 Regular Session. One change was made to the draft form with checklist based on comments received by the agency, specifically the inclusion of the phrase "including funding of scientific investigations" in Item C and the subsequent deletion of the former Item E.

The Office of Conservation will now move to publish this document in the Potpourri section of the next volume of the *Louisiana Register*, thereby completing its obligation under Act 425 as presently written. Future changes to the law may require a revision of the document as necessary.

Sincerely,


for Richard P. Ieyoub
Commissioner of Conservation

Cc: Lindsay Gouedy

RPI; jmr



Act 425 Guidance Form with Checklist for the Sparta Ground Water Conservation District

Introduction

Act 425 of 2017 mandated that on May 1 and November 1 of each year, “each ground water conservation district created by law or designated as a regional body, pursuant to R.S. 38:3097.4(D)(6), shall submit to the commissioner of conservation, the Water Resources Commission, the Water Management Advisory Task Force, the Senate Committee on Environmental Quality, and the House Committee on Natural Resources and Environment a written report detailing the district’s ground water resources and the activities and actions taken with respect to each of the district’s powers delineated by laws creating the district.” Further, Act 425 noted that these reports “shall also include but not be limited to the amount of water used for residential, commercial or industrial, or agricultural purposes, respectively; actual and projected saltwater intrusion or encroachment; and any current or projected sale of water for use outside the state, including the amount of water so sold and the price paid by each out-of-state user.”

Finally, Act 425 mandated that the Commissioner of Conservation “shall ensure submission of the semiannual reports required of the ground water conservation districts by R.S. 38:3097.8,” and “shall promulgate a form with a checklist of the pertinent information required to be included in the semi-annual report.” If the reports are not submitted in a timely fashion or do not include the pertinent information required, Act 425 authorizes the Commissioner of Conservation to require monthly submissions of reports “until he is satisfied with [their] adequacy and informative nature.”

After consultation and clarification with legislative staff as to the intent and scope of Act 425, the Office of Conservation has created the required “form with a checklist” to guide the Sparta Ground Water Conservation Commission—as the governing board for the Sparta Ground Water Conservation District—in the fulfillment of its legislatively-required reporting obligations. Accordingly, any comments or requests for information regarding this document shall be directed to this office. As the agency also provides staff for both the Water Resources Commission and the Water Management Advisory Task Force, the Sparta commission may request that the Office of Conservation distribute submitted reports on its behalf to these bodies.

Approved: September 26, 2017

General Instructions

The purpose of this form with checklist is to ensure proper and complete submission of all information as required under Act 425 of 2017. The requested information shall be provided in an official, written report, with each reporting item clearly identified. It may be that some items can effectively be combined into a single table, chart, spreadsheet, or other graphic; this being the case, please identify the items thus reported. If the District is unable to provide any of the requested information, an explanation or justification must be provided, subject to acceptance or rejection by the Commissioner of Conservation (attachments may be appended to the official report as needed).

The reports are to be submitted semi-annually, due on May 1 and November 1 of each year. If these reports are found to be deficient in the judgment of the Commissioner of Conservation, subsequent reports will be due on a monthly basis (every 30 days after written and/or electronic notice of such deficiency is provided to the District by the Office of Conservation) until the reports are deemed acceptable. Any extraordinary or extenuating circumstances that will delay the timely submission of a report shall be communicated to the Office of Conservation as soon as possible along with an expected date for completion.

Please verify the following are provided:

- A. A list showing members and officers of the board (“Board”) of commissioners of the Sparta Ground Water Conservation District, including the bodies that such members represent and any changes in Board membership over the preceding six (6) months.**

- B. Copies of the agendas and minutes and/or summaries of all Board meetings and any public hearings heard by the Board, including a list of submissions to the Board, for the preceding six (6) months.**

- C. A brief summary of the (1) scope, (2) term, and (3) cost of any cooperative agreements and/or contracts, including funding of scientific investigations, entered into by the Board over the preceding six (6) months, such agreements and/or contracts being relative to the study and/or survey of the groundwater resources in the Sparta District, including:**
 - 1) Recommendations for conservation of groundwater resources within the Sparta District;**
 - 2) Prevention and/or alleviation of damaging/potentially damaging groundwater level drawdowns within the Sparta District;**
 - 3) Prevention and/or alleviation of damaging/potentially damaging land surface subsidence within the Sparta District; and**

- _____ 4) **Prevention and/or alleviation of damaging/potentially damaging groundwater quality degradation, including saltwater encroachment, within the Sparta District.**

- _____ **D.** **A narrative description and status update of actual and projected saltwater intrusion/encroachment within the groundwater systems of the Sparta District.**

- _____ **E.** **A brief summary of the findings of any scientific investigations relative to the study and/or survey of the groundwater resources in the Sparta District released over the preceding six (6) months, such investigations having been funded in whole or in part by the Board. *Copies of abstracts and links to full reports on-line are acceptable substitutions.***

- _____ **F.** **A summary of any out-of-state groundwater sales originating from within the Sparta District over the preceding six (6) months, showing: (1) volumes of groundwater sold by parish and vendor, (2) the out-of-state entity or entities to which this groundwater was sold, and (3) the price paid for this groundwater. *The Office of Conservation interprets the intent to be limited to out-of-state groundwater sales for the primary purpose of being a source of water for beneficial use (bulk water) and not to include groundwater utilized within the Sparta District or the State of Louisiana in the production of manufactured goods for commercial and/or industrial use or sale, such as beverages, solvents, gasoline, or other processed items.***

- _____ **G.** **A summary of volumes of groundwater used for (1) residential, (2) commercial or industrial, and (3) agricultural purposes within the Sparta District during the preceding six (6) months. The amounts used for industrial and agricultural purposes may be estimated. *For residential volumes, the Office of Conservation will accept numbers generated utilizing standard U.S. Geological Survey formulas for individual consumption.***

