

2018 Regular Session

HOUSE BILL NO. 47

BY REPRESENTATIVE BISHOP

WATER/RESOURCES: Extends cooperative endeavor agreements for use of surface waters

1 AN ACT

2 To amend and reenact R.S. 30:961(E), relative to cooperative endeavor agreements for the
3 withdrawal of surface water; to extend the time for entering cooperative endeavor
4 agreements for withdrawal of surface water; to provide for terms, conditions, and
5 requirements; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 30:961(E) is hereby amended and reenacted to read as follows:

8 §961. Cooperative endeavor agreements; withdrawal of surface water; intent

9 * * *

10 E.(1) A cooperative endeavor agreement to withdraw running surface water,
11 or an assignment of such, entered into pursuant to the provisions of this Chapter shall
12 have an initial term not to exceed two years. No new cooperative endeavor
13 agreement shall be entered into for which an application was received by the
14 department after December 31, ~~2018~~ 2020; however, except as otherwise provided
15 in this Subsection, existing agreements may be renewed in two-year increments but
16 shall terminate no later than December 31, ~~2020~~ 2028.

17 (2) A person or entity who has entered into a cooperative endeavor
18 agreement to withdraw running surface waters or has obtained an assignment of
19 such, may terminate such agreement after December 31, ~~2018~~ 2020. In order to be

1 effective, the person or entity seeking to terminate shall provide written notice by
2 certified mail to the secretary at least thirty days prior to termination.

3 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 47 Original

2018 Regular Session

Bishop

Abstract: Extends the time a cooperative endeavor agreement for use of the state's surface water may be entered.

Present law allows a person or entity to enter into a cooperative endeavor agreement to withdraw running surface water.

Present law requires that a cooperative endeavor agreement to withdraw running surface water will have an initial term not to exceed two years. Further requires that no new cooperative endeavor agreement can be entered into for which an application was received by the Dept. of Natural Resources after Dec. 31, 2018.

Proposed law retains present law but extends the date for which an application can be received from Dec. 31, 2018, to Dec. 31, 2020.

Present law authorizes renewal of agreements in two-year increments but specifies that such agreements can terminate no later than Dec. 31, 2020.

Proposed law retains present law but extends the final termination date from Dec. 31, 2020, to Dec. 31, 2028.

(Amends R.S. 30:961(E))