2018 Regular Session

HOUSE BILL NO. 403

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BY REPRESENTATIVES STEVE CARTER, ANDERS, CARMODY, FOIL, GISCLAIR, MACK, MARCELLE, PUGH, AND THOMAS

AN ACT

2 To amend and reenact R.S. 38:3074(A)(introductory paragraph), (4), (5), (7), and (8) and (B) and to enact R.S. 38:3074(A)(9), relative to the Capital Area Groundwater 3 4 Conservation District board of commissioners; to provide that one member of the 5 commission be the director of the East Baton Rouge Parish Department of Public 6 Works or an engineer from within certain offices of that department; to provide for 7 certain requirements for board members; to add a member appointed by the mayor-president of East Baton Rouge Parish; to provide relative to terms of office; 9 and to provide for related matters. 10 Notice of intention to introduce this Act has been published 11 as provided by Article III, Section 13 of the Constitution of 12 Louisiana. 13 Be it enacted by the Legislature of Louisiana: 14 Section 1. R.S. 38:3074(A)(introductory paragraph), (4), (5), (7), and (8) and (B) are 15 hereby amended and reenacted and R.S. 38:3074(A)(9) is hereby enacted to read as follows:

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§3074. Board of commissioners; appointments; tenure; replacement; compensation

A. The board of commissioners shall consist of sixteen members who seventeen members who shall be appointed by the governor. Each appointment by the governor shall be submitted to the Senate for confirmation. The members shall be appointed as follows:

\* \* \*

- (4) One member shall be the director of the Department of Public Works, or his designee a person nominated by the mayor-president of East Baton Rouge Parish who shall be a registered professional engineer employed on the staff of the Department of Environmental Services, the Department of Transportation and Drainage, or the Department of Development, within the Department of Public Works.
- (5) One member shall be the commissioner of conservation, or his designee, who shall be a member of his staff and be a professional geologist licensed by the Louisiana Board of Professional Geoscientists or be a registered professional engineer with experience in groundwater resource management or a person with experience in groundwater resource management.

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- (7) One member shall be the secretary of the Department of Environmental Quality, or his designee, who shall be a member of his staff <u>and be a professional geologist licensed by the Louisiana Board of Professional Geoscientists or be a registered professional engineer with experience in groundwater resource management or a person with experience in groundwater resource management.</u>
- (8) One member shall be appointed from a nomination by the mayor-president of East Baton Rouge Parish who shall be a professional geologist licensed by the Louisiana Board of Professional Geoscientists or a registered professional engineer with experience in groundwater resource management or a person with experience in groundwater resource management.
- (9) One member shall be appointed by the governor from the nomination nominations submitted by the majority vote of the members of the board. The

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1	member shall be a professional geologist licensed by the Louisiana Board of
2	Professional Geoscientists or a technical professional with experience in
3	groundwater resource management who is licensed by the Louisiana Professional
4	Engineering Board or a person with experience in groundwater resource
5	management. For the purposes of this Paragraph "board" shall mean the members
6	appointed pursuant to Paragraphs (1) through (7) (8) of this Subsection.
7	B. The governor shall designate the term of office for each member of the
8	initial board so that:
9	(1) From those members appointed by the parish governments two shall be
10	appointed for a one-year term; two shall be appointed for a two-year term; and one
11	shall be appointed for a three-year term.
12	(2) From those members appointed to represent industry, one shall be
13	appointed for a one-year term; one shall be appointed for a two-year term; and one
14	shall be appointed for a three-year term.
15	(3) From those members appointed to represent users furnishing water for
16	municipalities, one shall be appointed for a term of one year and one for a term of
17	two years.
18	(4) All other members shall serve an initial term of three years.
19	(5) After the initial term, all terms Each member shall be serve a term of
20	three years, except that the terms for members representing governmental entities
21	whose term shall be serve a term contemporaneous with their office.
22	* * *
23	Section 2. Any member of the Capital Area Groundwater Conservation District
24	Commission serving on the effective date of this Act who does not qualify for appointment
25	to their position under the provisions of this Act shall immediately resign and be replaced

by a qualified person.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

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1	vetoed by the governor and subsequently approved by the legislature, this Act shall become
2	effective on the day following such approval.
	SPEAKER OF THE HOUSE OF REPRESENTATIVES
	PRESIDENT OF THE SENATE
	GOVERNOR OF THE STATE OF LOUISIANA
	GOVERNOR OF THE STATE OF LOUISIANA

**ENROLLED** 

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APPROVED: \_\_\_\_\_