

2018 Regular Session

# ACT No. 625

HOUSE BILL NO. 403

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

1 AN ACT

2 To amend and reenact R.S. 38:3074(A)(introductory paragraph), (4), (5), (7), and (8) and  
3 (B) and to enact R.S. 38:3074(A)(9), relative to the Capital Area Groundwater  
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  
8 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:

1 §3074. Board of commissioners; appointments; tenure; replacement; compensation

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

6 \* \* \*

7 (4) One member shall be ~~the director of the Department of Public Works, or~~  
8 his designee a person nominated by the mayor-president of East Baton Rouge Parish  
9 who shall be a registered professional engineer employed on the staff of the  
10 Department of Environmental Services, the Department of Transportation and  
11 Drainage, or the Department of Development, within the Department of Public  
12 Works.

13 (5) One member shall be the commissioner of conservation, or his designee,  
14 who shall be a member of his staff and be a professional geologist licensed by the  
15 Louisiana Board of Professional Geoscientists or be a registered professional  
16 engineer with experience in groundwater resource management or a person with  
17 experience in groundwater resource management.

18 \* \* \*

19 (7) One member shall be the secretary of the Department of Environmental  
20 Quality, or his designee, who shall be a member of his staff and be a professional  
21 geologist licensed by the Louisiana Board of Professional Geoscientists or be a  
22 registered professional engineer with experience in groundwater resource  
23 management or a person with experience in groundwater resource management.

24 (8) One member shall be appointed from a nomination by the mayor-  
25 president of East Baton Rouge Parish who shall be a professional geologist licensed  
26 by the Louisiana Board of Professional Geoscientists or a registered professional  
27 engineer with experience in groundwater resource management or a person with  
28 experience in groundwater resource management.

29 (9) One member shall be appointed by the governor ~~from the nomination~~  
30 nominations submitted by the majority vote of the members of the board. The

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  
 26 by a qualified person.

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

1 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
2 effective on the day following such approval.

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SPEAKER OF THE HOUSE OF REPRESENTATIVES

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PRESIDENT OF THE SENATE

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GOVERNOR OF THE STATE OF LOUISIANA

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