HLS 20RS-485 ENGROSSED

2020 Regular Session

1

HOUSE BILL NO. 181

BY REPRESENTATIVE RISER

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

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, 2020; however, except as otherwise provided in this
15	Subsection, existing Existing agreements may be renewed in two-year increments
16	but shall terminate no later than December 31, 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, 2020 <u>2022</u> . In order to be

CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

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.

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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 181 Engrossed

2020 Regular Session

Riser

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

<u>Present law</u> 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 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, 2020.

Proposed law removes the present law provision that prohibits any new cooperative endeavor agreement after 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, 2028.

Proposed law removes the Dec. 31, 2028 termination date applicable to the two-year renewals of existing agreements.

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

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill:

1. Eliminate the date by which an application must be received and eliminate the final termination date of the agreements.