

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 171 by Senator Donahue

1 AMENDMENT NO. 1

2 On page 1, line 2, after "enact" insert "R.S. 36:259(D)(10) and"

3 AMENDMENT NO. 2

4 On page 1, line 4, after "Standards;" insert the following:

5 "to create the Louisiana Standards for Water Works Construction, Operation, and
6 Maintenance Committee; to provide for rules and regulations; to provide for
7 membership of the committee; to provide for powers of the committee; to provide
8 for primacy;"

9 AMENDMENT NO. 3

10 On page 1, between lines 5 and 6, insert the following:

11 "Section 1. R.S. 36:259(D)(10) is hereby enacted to read as follows:
12 §259. Transfer of agencies and functions to Department of Health and
13 Hospitals
14 * * *
15 D. The following agencies, as defined in R.S. 36:3, are placed within the
16 Department of Health and Hospitals and shall perform and exercise their powers,
17 duties, functions, and responsibilities as otherwise provided by law:
18 * * *
19 **(10) The Louisiana Standards for Water Works Construction,**
20 **Operation, and Maintenance Committee (R.S. 40:4.13).**
21 * * *"

22 AMENDMENT NO. 4

23 On page 1, at the beginning of line 6, change "Section 1." to "Section 2."

24 AMENDMENT NO. 5

25 On page 1, delete line 14 in its entirety, and insert in lieu thereof the following:

26 **"water system, with proper operation and maintenance, is incapable of**
27 **attaining"**

28 AMENDMENT NO. 6

29 On page 1, line 17, after "**levels**" insert a comma "," and "**action levels,**"

30 AMENDMENT NO. 7

31 On page 2, line 7, after "**only**" insert "**a**" and change "**defects**" to "**defect**"

32 AMENDMENT NO. 8

33 On page 2, line 8, change "**systems**" to "**system**" and change "**are**" to "**is**" and after
34 "**causing**" insert a comma "," and "**or may reasonably be expected to cause,**"

1 AMENDMENT NO. 9

2 On page 2, line 11, change "**Ten State Standards**" to "***Recommended Standards for Water***
3 ***Works*** (the "**Ten State Standards**") **promulgated by the Great Lakes and Upper**
4 **Mississippi Board of State Sanitary Engineers"**

5 AMENDMENT NO. 10

6 On page 2, line 14, after "**system.**" delete the remainder of the line and delete lines 15
7 through 18 in their entirety

8 AMENDMENT NO. 11

9 On page 2, delete line 19 in its entirety and insert in lieu thereof the following:

10 **"(2) A permit for a public water supply system that"**

11 AMENDMENT NO. 12

12 On page 2, line 20, after "**Standards**" and before the comma "," insert "**shall be issued**"

13 AMENDMENT NO. 13

14 On page 2, line 21, change "**comports**" to "**adheres**"

15 AMENDMENT NO. 14

16 On page 2, between lines 21 and 22, insert the following:

17 **"D.(1) The Louisiana Standards for Water Works Construction,**
18 **Operation, and Maintenance Committee, hereinafter referred to as the**
19 **"committee", shall be created within the Department of Health and Hospitals**
20 **to develop standards to be placed in the state Sanitary Code for water works**
21 **construction, operation, and maintenance.**

22 **(2) No later than August 1, 2014, the office of public health of the**
23 **Department of Health and Hospitals shall promulgate rules and regulations**
24 **pursuant to the Administrative Procedure Act implementing the standards**
25 **developed by the committee.**

26 **(3) The committee shall be appointed as follows:**

27 **(a) Two members appointed by the office of public health of the**
28 **Department of Health and Hospitals.**

29 **(b) Two members appointed by the Louisiana Municipal Association.**

30 **(c) Two members appointed by the Louisiana Rural Water Association.**

31 **(d) Two members appointed by the Police Jury Association of Louisiana.**

32 **(e) Two members appointed by the Louisiana Engineering Society.**

33 **(f) Two members appointed by the Louisiana public water suppliers, the**
34 **Southwest Section of the American Water Works Association.**

35 **(g) Two members appointed by the Louisiana public water suppliers, the**
36 **National Association of Water Companies.**

37 **(h) Two members appointed by the Louisiana Section of the American**
38 **Society of Civil Engineers.**

39 **(4) The assistant secretary of the office of public health of the**
40 **Department of Health and Hospitals shall appoint one of its two appointees to**
41 **the committee to serve as chairman of the committee. The chairman shall call**
42 **the first meeting no later than September 1, 2013. The committee shall meet**
43 **monthly until the requirements of Paragraph (D)(9) of this Section are**
44 **complete. Thereafter, the committee shall meet quarterly. Additional meetings**
45 **may be called by the chairman. The chairman shall call additional meetings if**
46 **requested in writing by at least nine committee members.**

1 (5) Nine members of the committee physically present shall constitute a
2 quorum and the presence of a quorum shall be required to transact the business
3 of the committee.

4 (6) The meetings of the committee shall be subject to the Louisiana Open
5 Meetings Law.

6 (7) The meetings of the committee shall be held at the Department of
7 Health and Hospitals headquarters in Baton Rouge.

8 (8) The office of public health of the Department of Health and Hospitals
9 shall provide administrative assistance to and serve as staff for the committee.

10 (9) The rules and regulations for the Louisiana Standards for Water
11 Works Construction, Operation, and Maintenance shall not be promulgated
12 until the proposed rules and regulations or changes thereto are approved by the
13 Department of Health and Hospitals and approved by a majority vote of the
14 committee.

15 E. No provision of this Section shall prohibit the Department of Health
16 and Hospitals from promulgating rules pursuant to the Administrative
17 Procedure Act to secure or maintain from the United States Environmental
18 Protection Agency primacy in drinking water regulation provided such rules
19 shall be limited to only those rules required to secure or maintain such
20 primacy."

21 AMENDMENT NO. 15

22 On page 2, at the beginning of line 22, change "Section 2." to "Section 3."