

Regular Session, 2014

SENATE BILL NO. 141

BY SENATOR LONG

WATER/WATERWAYS. Extends the time when the state may enter into a cooperative endeavor agreement for the sale of surface water. (8/1/14)

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 frame within which opportunities for  
4 cooperative endeavor agreements for such withdrawal may be entered into; to  
5 provide terms, conditions, and 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, ~~2014~~ **2016**; 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.

17 (2) A person or entity who has entered into a cooperative endeavor agreement

1 to withdraw running surface waters or has obtained an assignment of such, may  
2 terminate such agreement after December 31, ~~2014~~ **2016**. In order to be effective, the  
3 person or entity seeking to terminate shall provide written notice by certified mail  
4 to the secretary at least thirty days prior to termination.

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The original instrument and the following digest, which constitutes no part  
of the legislative instrument, were prepared by McHenry Lee.

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#### DIGEST

Long (SB 141)

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 DNR after December 31, 2014.

Proposed law retains present law but extends the date for which an application can be received from December 31, 2014, to December 31, 2016.

Present law provides that a person or entity who enters into a cooperative endeavor agreement to withdraw running surface waters may terminate such agreement after December 31, 2014.

Proposed law retains present law but extends the termination date from December 31, 2014, to December 31, 2016.

Effective August 1, 2014.

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