

SENATE SUMMARY OF HOUSE AMENDMENTS

SB 341 By Senator Donahue**KEYWORD AND SUMMARY AS RETURNED TO THE SENATE**

SANITARY CODE. Provides for certain limitations on actions or rules requiring modification of certain existing community water systems. (gov sig)

SUMMARY OF HOUSE AMENDMENTS TO THE SENATE BILL

1. Limits the authority of the committee to repeal, revise, or replace provisions of the Sanitary Code to only LAC 51:XII Chapters 1 and 3.
2. Requires the office of public health to promulgate rules and regulations implementing the standards developed by the committee necessary to secure or maintain primacy from EPA.

DIGEST OF THE SENATE BILL AS RETURNED TO THE SENATE

Donahue

SB No. 341

Present law provides for the creation of the Louisiana Standards for Water Works Construction, Operation, and Maintenance Committee (committee) within Dept. of Health and Hospitals to develop standards to be placed in the state Sanitary Code for water works construction, operation, and maintenance. Further provides that no later than August 1, 2014, the office of public health shall promulgate rules and regulations pursuant to the Administrative Procedure Act (APA) implementing the standards developed by the committee. Further provides for the membership of the committee, and provides for the calling of the first meeting and for quorum requirements. Further provides for compliance with the Open Meetings Law and for location of meetings of the committee. Further provides for administrative support.

Proposed law removes August 1, 2014, deadline and provides authority of the committee to develop and approve rules and regulations to repeal, revise, and replace LAC 51:XII Chapters 1 and 3 of the Sanitary Code. Requires that these rules and regulations include but not be limited to rules and regulations for water works constructions, operation, and maintenance and the list of significant deficiencies contemplated in present law. Provides that LAC 51:XII Chapters 5 through 19 shall continue to be revised by the state health officer in accordance with the APA.

Present law provides that the office of public health shall promulgate rules and regulations pursuant to the APA implementing the standards developed by the committee.

Present law provides the rules and regulations for the Louisiana Standards for Water Works Construction, Operation, and Maintenance shall not be promulgated until the proposed rules and regulations or changes thereto are approved by DHH and approved by a majority vote of the committee.

Present law provides that DHH is not prohibited from promulgating rules to secure or maintain from the US Environmental Protection Agency (EPA) primacy in drinking water regulation provided these rules are limited only to what is required to secure or maintain primacy. Proposed law requires that the committee approve, at a minimum, rules and regulations necessary for the state to maintain drinking water program primacy from the EPA and that DHH promulgate only committee approved rules as necessary to secure or maintain this primacy.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 40:4.13)

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