

Regular Session, 2012
HOUSE BILL NO. 532

ACT No. 261

BY REPRESENTATIVE JIM MORRIS

1 AN ACT

2 To amend and reenact R.S. 30:961(E) and to enact R.S. 30:961(I), relative to withdrawal of
3 surface water; to extend the time frame within which opportunities for cooperative
4 agreements for such withdrawal may be entered into; to provide for approval by
5 legislative committees of certain cooperative endeavor agreements; and to provide
6 for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 30:961(E) is hereby amended and reenacted and R.S. 30:961(I) is
9 hereby enacted to read as follows:

10 §961. Cooperative endeavor agreements; withdrawal of surface water; intent

11 * * *

12 E.(1) ~~No A~~ cooperative endeavor agreement to withdraw running surface
13 water, or an assignment of such, entered into pursuant to the provisions of this
14 ~~Section Chapter~~ shall have a an initial term which exceeds two years, however, such
15 two-years terms may be renewed through not to exceed two years. No new
16 cooperative endeavor agreement shall be entered into for which an application was
17 received by the department after December 31, 2014; however, except as otherwise
18 provided in this Subsection, existing agreements may be renewed in two-year
19 increments but shall terminate no later than December 31, 2020.

20 (2) A person or entity who has entered into a cooperative endeavor
21 agreement to withdraw running surface waters or has obtained an assignment of
22 such, may terminate such agreement ~~effective~~ after December 31, ~~2012~~ 2014. In
23 order to be effective, the person or entity seeking to terminate shall provide written
24 notice by certified mail to the secretary at least thirty days prior to termination.

25 * * *

1 I. Any cooperative endeavor agreement approved or entered into by the
2 secretary pursuant to the Section which provides for the withdrawal of running
3 surface water for use outside the boundaries of the state of Louisiana shall require
4 the approval of the House Committee on Natural Resources and Environment and
5 the Senate Committee on Natural Resources. In determining whether to approve
6 such agreement, the committees shall consider the reasonableness of the withdrawal,
7 whether the withdrawal is contrary to the conservation and uses of the running
8 surface water, and whether the withdrawal is detrimental to the environment or the
9 public welfare.

10 Section 2. Notwithstanding the provisions of Section 2 of Act No. 955 of the 2010
11 Regular Session of the Legislature, the provisions of Chapter 9-B of Title 30 of the
12 Louisiana Revised Statutes of 1950, comprised of R.S. 30:961 through 963, shall continue
13 in effect after December 31, 2012, and shall continue in effect until the last termination date
14 for any cooperative endeavor agreement entered into under the provisions of that Chapter.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____