



JOHN BEL EDWARDS
GOVERNOR

State of Louisiana
DEPARTMENT OF NATURAL RESOURCES
OFFICE OF CONSERVATION

THOMAS F. HARRIS
SECRETARY

RICHARD P. IEYOUB
COMMISSIONER OF CONSERVATION

March 8, 2023

Senator Patrick Page Cortez, President
Senator Bob Hensgens, Natural Resource Committee Chairman
Senator Eddie Lambert, Environmental Quality Chairman
Representative Clay Schexnayder, Speaker
Representative Jean-Paul Coussan, Natural Resources and Environment Committee Chairman

Via Statutorily Prescribed E-mail

Re: Report of Proposed Amendment to
Office of Conservation Rules and Regulations
LAC 43:XIII:Chapters 3-35 and LAC 33:V. Chapter 301
For Compliance with Act 634 of 2016

Dear Oversight Authorities:

The Commissioner of Conservation proposes to amend LAC 43:XIII:Chapters 3-35 and LAC 33:Part V. Chapter 301 in accordance with the provisions of the Administrative Procedure Act R.S. 49:950 et seq., and pursuant to the power delegated under the laws of the state of Louisiana.

I. Copy of the rule as it is proposed for amendment per La R.S. 49:968.C(1):

See the attached Notice of Intent.

II. Statement of the proposed action per La R.S. 49:968.C(2):

The Louisiana Office of Conservation proposes to amend LAC 43:XIII:Chapters 3-35 and LAC 33:Part V. Chapter 301 in accordance with the provisions of the Administrative Procedure Act R.S. 49:950 et seq. The proposed rule changes are required as a part of the Department of Natural Resources certification agreement with the US Department of Transportation and are intended to adopt existing federal regulations as state regulations.

III. The specific citation of the enabling legislation purporting to authorize amendment of the rule per La R.S. 49:968.C(3):

La R.S 30:4et seq.

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IV. Statement of the circumstances requiring amendment of the rule per La R.S. 49:968.C(4):

The proposed rule seeks to implement Parts 191, 192, 195 and 199 of Title 49 of the Code of Federal Regulations which is required as a part of the Department of Natural Resources certification agreement with the US Department of Transportation.

V. Statement of the fiscal and economic impact of the proposed rule amendment per La R.S. 49:968.C(5):

The fiscal and economic impact statement is attached to this report.

A notice of intent to initiate rule-making will be published in the Louisiana Register on March 20, 2023, with a public comment period on the proposal scheduled to remain open until May 1, 2023 at 4:00 PM.

Please contact me at 225-219-3799 if there are any questions.

Yours very truly,

Michael Peikert
Assistant Director, Pipeline Division
Office of Conservation

MDP:arw

Attachments