

DECLARATION OF EMERGENCY

Office of the Governor Capital Area Ground Water Conservation Commission

Independent Metering Installation
(LAC 56:V.707 and 1107)

The Capital Area Groundwater Conservation Commission adopts LAC 56:V.707.A.2 and amends LAC 56:V.1107 in the Capital Area Ground Water Conservation Commission chapter as authorized by R.S. 38:3076. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953.1 et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

This Emergency Rule is being promulgated in order to adopt provisions governing the implementation of an independent metering system on all wells within the Southern Hills Aquifer System. This action is being taken because the commission is unable to determine precisely how much groundwater is being removed from the aquifer. As such, the commission cannot fulfill its duty to do all things necessary to prevent waste of groundwater resources, and to prevent or alleviate damaging or potentially damaging subsidence of the land surface caused by withdrawal of groundwater within the district. The commission has approved an increase in the pumpage fee. The pumpage fee increase is needed to fund all things necessary to achieve the installation of the independent metering system. This action is being taken to promote the public health of Southern Hills Aquifer System users by ensuring continued access and conservation of the aquifer.

Effective January 10, 2022, the Capital Area Ground Water Conservation Commission adopts provisions governing installation of an independent metering system.

Title 56

PUBLIC WORKS

Part V. Capital Area Ground Water Conservation Commission

Chapter 7. Rules and Regulations for Metering and/or Recording the Yield of Water Wells

§707. Measuring Well Yield

A.1. - A.1.c. ...

2. The commission shall have the authority to install an independent metering system on well owner's property for the purpose of ensuring an accurate measurement of the total yield of each well to prevent waste of groundwater resources, and to prevent or alleviate damaging or potentially damaging subsidence of the land surface caused by withdrawal of groundwater within the district.

a. If there is a discrepancy or inconsistency between the owner's meter and the commission's meter, the owner may require the commission to hire an independent contractor to verify the accuracy of the commission's meter at the owner's expense.

AUTHORITY NOTE: Promulgated in accordance with R.S. 38:3076(14) and 38:3079.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Capital Area Ground Water Conservation Commission, LR 3:307 (July 1977), repromulgated LR 33:2647 (December 2007), amended LR 48:

Chapter 11. Determination of and Payment of Accounts

§1107. Pumpage Fee

The pumping charges for ground water users shall be \$65 per million gallons and is to be paid quarterly.

AUTHORITY NOTE: Promulgated in accordance with R.S. 38:3076(14) and 38:3079.

HISTORICAL NOTE: Promulgated by the Office of the Governor, Capital Area Ground Water Conservation Commission, LR 1:291 (July 1975), amended LR 10:592 (August 1984) effective January 1, 1985, repromulgated LR 33:2649 (December 2007), amended LR 34:435 (March 2008), effective April 1, 2008, LR 39:486 (March 2013), LR 42:403 (March 2016), LR 45:1580 (November 2019), LR 48:

Gary Beard
Executive Director

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