

Laura Almond

From: Laura Almond
Sent: Thursday, June 3, 2021 1:51 PM
To: 'apa.senatepresident@legis.la.gov'; 'apa.s-envq@legis.la.gov';
'apa.housespeaker@legis.la.gov'; 'apa.h-natr@legis.la.gov'
Cc: Chuck Brown; Bijan Sharafkhani; Courtney Burdette; Deidra Johnson; Amy Troxler;
Rebecca Otte
Subject: Summary Report for IA06
Attachments: IA06NoticeofIntent.pdf

Tracking:	Recipient	Delivery
	'apa.senatepresident@legis.la.gov'	
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	Chuck Brown	Delivered: 6/3/2021 1:51 PM
	Bijan Sharafkhani	Delivered: 6/3/2021 1:51 PM
	Courtney Burdette	Delivered: 6/3/2021 1:51 PM
	Deidra Johnson	Delivered: 6/3/2021 1:51 PM
	Amy Troxler	Delivered: 6/3/2021 1:51 PM
	Rebecca Otte	Delivered: 6/3/2021 1:51 PM

June 3, 2021

The Honorable Eddie Lambert, Chairman
c/o Tyler McCloud, Attorney
Senate Committee on Environmental Quality

The Honorable Jean-Paul Coussan, Chairman
House Committee on Natural Resources and Environment
c/o Committee Staff

**RE: Summary Report for Proposed Rule IA06
Brownfields Cleanup Revolving Loan Fund Program
(LAC 33:VI.1103, 1107, 1109, 1111, and 1113)
Proposed on April 20, 2021**

Pursuant to the Louisiana Administrative Procedure Act, the Louisiana Department of Environmental Quality is submitting a report regarding the above-referenced proposed rule, which was published in the *Louisiana Register*. Neither oral nor written comments were received. No changes have been made to the proposed rule since the report provided for in R.S. 49:968(B) was submitted. Attached is the Notice of Intent for informational purposes. The original proposed rule was previously provided to you and is not being resubmitted with this report.

We would appreciate it if you would acknowledge receipt of this message by return email. Please contact Laura Almond at (225) 219-3981 if you have any questions regarding this material.

Sincerely yours,

Courtney J. Burdette
General Counsel

This concludes this transmission.

Laura Almond
Environmental Project Specialist
Louisiana Department of Environmental Quality
Legal Affairs and Criminal Investigations Division
(225) 219-3985

NOTICE OF INTENT

Department of Environmental Quality
Office of the Secretary
Legal Affairs and Criminal Investigations Division

Brownfields Cleanup Revolving Loan Fund Program
(LAC 33:VI.1103, 1107, 1109, 1111, and 1113) (IA06)

Under the authority of the Environmental Quality Act, R.S. 30:2001 et seq., and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the secretary gives notice that rulemaking procedures have been initiated to amend the Inactive and Abandoned Hazardous Waste and Hazardous Substance Site Remediation regulations, LAC 33:VI.1103, 1107, 1109, 1111, and 1113 (IA06).

A brownfields site is real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant. Such property may also be referred to as a brownfields or as brownfields property. Currently, only brownfields sites enrolled in the LDEQ Voluntary Remediation Program qualify for the LDEQ Brownfields Cleanup Revolving Loan Fund. The proposed Rule will remove the requirement that only sites enrolled in the LDEQ Voluntary Remediation Program are eligible for funding from the LDEQ Brownfields Cleanup Revolving Loan Fund. The proposed Rule change allows LDEQ to financially expand the LDEQ Brownfields Cleanup Revolving Loan Fund to a wider base of properties, and therefore cleanup and redevelop a larger number of brownfields properties. The basis and rationale for this proposed Rule change are to expand the use of the LDEQ Brownfields Cleanup Revolving Loan Fund by increasing the number of brownfields projects eligible for funding. This Rule meets an exception listed in R.S. 30:2019(D)(2) and R.S. 49:953(G)(3); therefore, no report regarding environmental/health benefits and social/economic costs is required.

Family Impact Statement

This Rule has no known impact on family formation, stability, and autonomy as described in R.S. 49:972.

Poverty Impact Statement

This Rule has no known impact on poverty as described in R.S. 49:973.

Small Business Analysis

This Rule has no known impact on small business as described in R.S. 49:978.1 - 978.8.

Provider Impact Statement

This Rule has no known impact on providers as described in HCR 170 of 2014.

Public Comments

All interested persons are invited to submit written comments on the proposed regulation. Persons commenting should reference this proposed regulation by IA06. Such comments must be received no later than June 1, 2021, at 4:30 p.m., and should be sent to Deidra Johnson, Attorney

Supervisor, Office of the Secretary, Legal Affairs and Criminal Investigations Division, P.O. Box 4302, Baton Rouge, LA 70821-4302 or to FAX (225) 219-4068 or by e-mail to DEQ.Reg.Dev.Comments@la.gov. Copies of these proposed regulations can be purchased by contacting the LDEQ Public Records Center at (225) 219-3168. Check or money order is required in advance for each copy of IA06. These proposed regulations are available on the Internet at www.deq.louisiana.gov/portal/tabid/1669/default.aspx.

Public Hearing

A public hearing will be held on May 25, 2021, at 1:30 p.m. in the Galvez Building, Oliver Pollock Conference Room, 602 N. Fifth Street, Baton Rouge, LA 70802. Interested persons are invited to attend and submit oral comments on the proposed amendments. Should individuals with a disability need an accommodation in order to participate, contact Deidra Johnson at the address given below or at (225) 219-3985. Two hours of free parking are allowed in the Galvez Garage with a validated parking ticket.

These proposed regulations are available for inspection at the following DEQ office locations from 8 a.m. until 4:30 p.m.: 602 N. Fifth Street, Baton Rouge, LA 70802; 1823 Highway 546, West Monroe, LA 71292; State Office Building, 1525 Fairfield Avenue, Shreveport, LA 71101; 1301 Gadwall Street, Lake Charles, LA 70615; 111 New Center Drive, Lafayette, LA 70508; 110 Barataria Street, Lockport, LA 70374; 201 Evans Road, Bldg. 4, Suite 420, New Orleans, LA 70123.

Courtney J. Burdette
General Counsel