

NOTICE OF INTENT
Department of Conservation and Energy
Damage Prevention
(LAC 43:XI: Chapters 61-65)

The Department of Conservation and Energy proposes to amend LAC43:XI 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. The proposed rule changes are to align Louisiana administrative code th Louisiana administrative code.

Title 43
NATURAL RESOURCES
Part XI. Office of
Conservation—Pipeline Division
Subpart 6. Damage Prevention
Chapter 61. Notifications

§6101. Excavation and Demolition; Prohibitions
(Formerly §2705)

A. – B.4. ...

5. At least one person on any underground or submerged excavation or demolition site shall have proof of completion of the training and education provided by the Regional Notification Center. Training is required on an annual basis through the Regional Notification Center. Excavators or demolishers engaged in logging operations, or those who have been certified by an operator qualification program subject to Title 49, CFR Part 192 or Part 195 shall be exempt from this requirement.

C. – E.6. ...

AUTHORITY NOTE: Promulgated in accordance with 40:1749.27.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 46:955 (July 2020), repromulgated LR 49:327 (February 2023), amended LR 49:908 (May 2023), amended by the Department of Conservation and Energy, LR 51:2033 (December 2025), LR:

Chapter 63. Markings

§6301. Requirements
(Formerly §2707)

A. – A.4. ...

5. ~~Should an operator determine that their pipeline(s) is not in conflict with the location of the request or should the pipeline(s) not be fully marked for locating purposes, a notification shall be sent to the excavator prior to the mark by time. A notification to the Regional Notification Center that generated the location request shall suffice for compliance with this section as it pertains to positive response. A pipeline~~

operator shall provide a positive response through the regional notification center before expiration of the time allowed for markings. The response shall indicate whether the operator's facilities are present and marked, not present, or that additional time is required.

B. ...

AUTHORITY NOTE: Promulgated in accordance with 40:1749.27.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 46:956 (July 2020), repromulgated LR 49:328 (February 2023), amended by the Department of Conservation and Energy, LR 51:2034 (December 2025), LR:

Chapter 65. Excavation

§6503. Excavation or Demolition; Repair of Damage
(Formerly §2713)

A. Each person responsible for any excavation or demolition operations which result in any damage to an underground pipeline shall, immediately upon discovery of that damage, notify the owner or operator of the pipeline and the regional notification center of the location and nature of the damage and shall allow the owner or operator reasonable time to accomplish necessary repairs before continuing the excavation, demolition, or back filling in the immediate area of damage.

B. – D. ...

AUTHORITY NOTE: Promulgated in accordance with 40:1749.27.

HISTORICAL NOTE: Promulgated by the Department of Natural Resources, Office of Conservation, LR 46:957 (July 2020), repromulgated LR 49:329 (February 2023), amended by the Department of Conservation and Energy, LR 51:2035 (December 2025), LR:

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 businesses as described in R.S. 49:965.6.

Provider Impact Statement

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

Public Comments

All interested parties will be afforded the opportunity to submit data, views, or arguments, in writing. Written comments will be accepted by hand delivery, USPS or Fed Ex, until 4 p.m., October 21, 2026, at Department of Conservation and Energy, P.O. Box 94275, Baton Rouge, LA 70804-9275; or Office of Conservation, Pipeline Division, 617 North Third Street, Room 931, Baton Rouge, LA 70802. All inquiries should be directed to Michael Peikert at the above addresses or by phone to (225) 219-3799.

Dustin Davidson, Secretary
Department of Conservation and Energy