

2022 Regular Session

SENATE BILL NO. 23

BY SENATOR ALLAIN

NATURAL RESOURCES DEPT. Provides for the deposit of monies into the Oilfield Site Restoration Fund. (gov sig)

1 AN ACT

2 To amend and reenact R.S. 30:86(C) and (E)(7) and to enact R.S. 30:86(D)(11), relative to
3 the Oilfield Site Restoration Fund; to provide for the deposit of monies into the fund;
4 to provide for technical changes; to provide for an effective date; and to provide for
5 related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 30:86(C) and (E)(7) are hereby amended and reenacted and R.S.
8 30:86(D)(11) is hereby enacted to read as follows:

9 §86. Oilfield Site Restoration Fund

10 * * *

11 C. The treasurer of the state of Louisiana shall certify to the secretary of the
12 Department of Revenue the date on which the balance in the fund equals or exceeds
13 fourteen million dollars. The oilfield site restoration fees on oil and gas provided for
14 in R.S. 30:87 shall not be collected or required to be paid on or after the first day of
15 the second month following the certification, except that the secretary of the
16 Department of Revenue shall resume collecting the fees on receipt of a certification
17 from the treasurer that, based on the expenditures or commitments to expend monies,

1 the fund has fallen below ten million dollars. The secretary of the Department of
2 Revenue shall continue collecting the fees until collections are again suspended in
3 the manner provided by this Section. The **following** sums ~~in the site-specific~~ **shall**
4 **not be counted to determine the balance of the fund for the purposes of this**

5 **Subsection:**

6 **(1) Site-specific** trust accounts within the fund, ~~the sums collected from~~
7 ~~financial,~~

8 **(2) Financial** security instruments required by rules and regulations adopted
9 by the assistant secretary pursuant to R.S. 30:4(R) and 4.3, ~~sums deposited,~~

10 **(3) Deposits** pursuant to ~~Paragraph~~ **Paragraphs (D)(9), (10), or (11)** of this
11 Section, ~~any sums deposited from federal appropriations, or any federal grant~~
12 ~~program established by the United States Congress for the purpose of restoring~~
13 ~~orphan oilfield sites, and sums,~~

14 **(4) Monies** generated from the issuance of bonds pursuant to R.S. 30:83.1
15 ~~shall not be counted to determine the balance of the fund for the purposes of this~~
16 ~~Subsection.~~

17 D. The following monies shall be placed into the Oilfield Site Restoration
18 Fund:

19 * * *

20 **(11) Any other source of funding for which restoring orphan oilfield sites**
21 **is an allowable use, as determined by the Joint Legislative Committee on the**
22 **Budget.**

23 E. Except as otherwise provided in this Section, the monies in the fund may
24 be disbursed and expended pursuant to the authority and direction of the secretary
25 or assistant secretary for the following purposes and uses:

26 * * *

27 (7) Except for the costs of administration of this Part by the Department of
28 Natural Resources not exceeding five percent of the federal funds appropriated or
29 granted, the monies deposited into the fund pursuant to ~~Paragraph~~ **Paragraphs**

1 (D)(9), **(10), and (11)** of this Section, ~~any other monies deposited from federal~~
 2 ~~appropriations, or from federal grant programs authorized by the United States~~
 3 ~~Congress for the purpose of restoring orphan oilfield sites~~, shall be used only for the
 4 purposes of assessing and restoring orphan oilfield sites. Notwithstanding any other
 5 requirements in this Part, such monies may be expended by the secretary through a
 6 contract entered into under any competitive process authorized by Title 38 or 39 of
 7 the Louisiana Revised Statutes of 1950. The contract may be awarded to any
 8 qualified party ~~regardless as to whether or not such **the** party has been approved to~~
 9 ~~be on the **is on the approved**~~ list of contractors acceptable to conduct site
 10 assessment and restoration by the commission.

11 * * *

12 Section 2. This Act shall become effective upon signature by the governor or, if not
 13 signed by the governor, upon expiration of the time for bills to become law without signature
 14 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
 15 vetoed by the governor and subsequently approved by the legislature, this Act shall become
 16 effective on the day following such approval.

The original instrument and the following digest, which constitutes no part
of the legislative instrument, were prepared by Curry Lann.

| | | |
|----------------|----------------------|--------|
| | DIGEST | |
| SB 23 Original | 2022 Regular Session | Allain |

Present law (R.S. 30:86) creates the Oilfield Site Restoration Fund and provides for the deposit and uses for monies in the fund.

Proposed law retains present law and provides for technical changes.

Proposed law requires the deposit of monies into the fund from any other source of funding for which restoring orphan oilfield sites is an allowable use, as determined by the Joint Legislative Committee on the Budget.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 30:86(C) and (E)(7); adds R.S. 30:86(D)(11))