SENATE COMMITTEE AMENDMENTS

2025 Regular Session

Amendments proposed by Senate Committee on Natural Resources to the Substitute Bill of Original Senate Bill No. 193 by Senator Hensgens adopted by the committee on April 30, 2025

1 AMENDMENT NO. 1

- 2 On page 2, line 9, after "82(1)" and before "(7)" insert "(6),"
- 3 AMENDMENT NO. 2
- 4 On page 2, line 10, after "(10)," and before "and (7)" delete "(E)(6)" and insert:
- 5 "(E)(2) as enacted by Section 1 of Act 16 of the 2024 Third Extraordinary Session 6 of the Legislature of Louisiana, (6),"
- 7 AMENDMENT NO. 3
- 8 On page 2, at the end of line 20, insert "121(A), (C), and (D),"
- 9 AMENDMENT NO. 4
- 10 On page 3, line 17, after "(B)(1)" delete the comma "," and insert "and (2),"
- 11 AMENDMENT NO. 5
- 12 On page 4, line 2, after "220, R.S." and before "2458" delete "30:85(D)(11)" and insert 13 "30:4(N), 85(D)(11), 86(F)"
- 14 AMENDMENT NO. 6
- 15 On page 4, at the end of line 2, insert ", 3097.7,"
- 16 AMENDMENT NO. 7
- 17 On page 4, line 28, after "82(1)" and before "(7)" insert "(6),"
- 18 AMENDMENT NO. 8
- 19 On page 4, line 29, after "(10)," and before "and (7)" delete "(E)(6)" and insert:
- "(E)(2) as enacted by Section 1 of Act 16 of the 2024 Third Extraordinary Session
 of the Legislature of Louisiana, (6),"
- 22 AMENDMENT NO. 9
- 23 On page 5, line 10, after "30:103.1(A)," and before "125" insert "121(A), (C), and (D),"
- 24 AMENDMENT NO. 10
- 25 On page 8, delete lines 6 through 13 and insert:

"(21) "Expedited processing" shall mean the processing or review of permits,
 permit modifications, licenses, registrations, plans, proposals, exceptions, or variances
 whereby the Department of Conservation and Energy completes its administrative and
 technical review within a timeline agreed to in writing.

 ^{30 (22) &}quot;Employee" includes any personnel, classified and unclassified, retained
 31 by the department to assist in the performance of duties related to expedited
 32 processing."

1 AMENDMENT NO. 11

- 2 On page 19, delete lines 21 through 29, and on page 20, delete lines 1 through 7
- 3 AMENDMENT NO. 12
- 4 On page 21, line 7, after "program" and before "processing" insert "to expedite the of 5 expedited"
- 6 AMENDMENT NO. 13
- 7 On page 58, delete lines 23 and 24 and insert:

8 "and its increments shall remain intact and inviolate. Monies in the fund shall 9 be invested by the state treasurer in the same manner as monies in the state general 10 fund. At the request of the Natural Resources Trust Authority, the state treasurer may 11 invest monies in the fund, or any portion thereof, in accordance with the provisions of 12 R.S. 33:2955, and any interest earned on such investments shall be credited to the fund." 13

- 14 AMENDMENT NO. 14
- 15 On page 59, between lines 23 and 24, insert:

16 "(6) Upon request by the Natural Resources Trust Authority and with the 17 approval of the Mineral and Energy Board, the state treasurer is hereby authorized 18 and directed to transfer from the Natural Resources Financial Security Fund to the 19 Mineral and Energy Operations Fund such amounts as are approved by the Board and 20 deemed necessary to implement the purposes of this Chapter, subject to the availability 21 of funds and in accordance with applicable law."

- 22 AMENDMENT NO. 15
- 23 On page 77, between lines 23 and 24, insert:

24 "(6) "Issuer" means a public trust and public corporation organized and existing by, 25 under, and pursuant to the provisions of R.S. 9:2341 through 2347, whose beneficiary is the 26 state of Louisiana, and who is authorized to issue revenue bonds on behalf of the state of 27 Louisiana or the Louisiana Local Government Environmental Facilities and 28 Community Development Authority, pursuant to the provisions of R.S. 33:4548.1, et 29 seq."

- 30 AMENDMENT NO. 16
- 31 On page 81, between lines 13 and 14, insert:

32 "(2) Upon approval of the trust authority, the administration of this Part by the 33 department in an amount not to exceed nine hundred fifty thousand dollars the 34 department's federal approved indirect cost rate or, if no such rate exists, the de 35 minimis rate of fifteen percent of all direct costs, each fiscal year. Amounts expended 36 pursuant to Paragraph (4) of this Subsection shall not count towards the administrative 37 expenditure limitation. *

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- 39 AMENDMENT NO. 17
- 40 On page 82, delete lines 8 through 16.
- 41 AMENDMENT NO. 18
- 42 On page 105, between lines 28 and 29, insert:

"§121. State Mineral and Energy Board created; composition and powers
A. The State Mineral and Energy Board, as created by Act No. 93 of the 1936
Regular Session of the Legislature, is hereby continued. The board shall be composed of the
governor and the secretary undersecretary of the Department of Conservation and Energy
and Natural Resources, ex officio, and nine members appointed by the governor. Each
appointment by the governor shall be submitted to the Senate for confirmation. Six members
shall constitute a quorum.

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9 C. The governor shall be ex officio chairman or may designate the board to elect its 10 chairman to serve for two years. The board shall be a body corporate with power to sue and 11 be sued. The domicile of the board shall be in Baton Rouge and it shall possess, in addition 12 to the powers herein granted, all of the usual powers incident to corporations. If the governor 13 serves as ex officio chairman, in case of a tie, the vote of the governor shall determine the 14 issue. If the governor has designated the board to elect its chairman, the chairman may vote 15 only once on any motion. The deputy secretary or the undersecretary of the Department of 16 Energy and Natural Resources director of the office of state resources may serve as a 17 proxy member of the board in the absence of the secretary undersecretary with full 18 authority to act for the secretary undersecretary as a member of the board.

D. The board shall administer the state's proprietary interest in minerals <u>and water</u> resources as herein provided. The governor may appoint to the board members engaged in the industry and related business activity which members and which board shall be subject to the provisions of R.S. 42:1101 through R.S. 42:1168.

- 24 AMENDMENT NO. 19
- 25 On page 108, line 23, after "fund." and before "Interest" insert:

26 "At the request of the Natural Resources Trust Authority, the state treasurer 27 may invest monies in the fund, or any portion thereof, in accordance with the 28 provisions of R.S. 33:2955."

- 29 AMENDMENT NO. 20
- 30 On page 116, delete lines 4 through 9 and insert:
- 31 "§504. Division of Natural Resources <u>Department of Conservation</u> and Energy;
 32 powers of the secretary

A. The commissioner secretary shall establish in of the State Department of Conservation and Energy a Division of Natural Resources and Energy through which he shall administer, enforce and carry out the powers, duties and functions transferred to him by Part II of this Chapter or otherwise vested in him by this Chapter.

37 AMENDMENT NO. 21

38 On page 173, line 1, after "fund." and before "The" insert:

39 "At the request of the Natural Resources Trust Authority, the state treasurer 40 may invest monies in the fund, or any portion thereof, in accordance with the 41 provisions of R.S. 33:2955, and any interest earned on such investments shall be 42 credited to the fund."

- 43 AMENDMENT NO. 22
- 44 On page 177, line 17, after "359(B)(1)" delete the comma "," and insert "and (2),"
- 45 <u>AMENDMENT NO. 23</u>
- 46 On page 187, line 3, after "B." and before "undersecretary" insert:
- 47 "The Subject to R.S. 39:1, et seq, the"

1 AMENDMENT NO. 24

2 On page 191, line 3, after "law." insert:

3 "<u>The secretary and the commissioner of administration shall enter into and</u> 4 <u>maintain a memorandum of understanding regarding receipt, administration and</u> 5 control of said payments to memorialize necessary arrangements associated with

6 <u>funding their respective departments</u>"

- 7 AMENDMENT NO. 25
- 8 On page 191, line 20, after "<u>Authority</u>" and before the period "." insert ", subject to R.S.
 9 <u>39:1, et seq</u>"
- 10 AMENDMENT NO. 26
- 11 On page 191, line 25, after "office of" and before "resources" insert "mineral <u>state</u>"
- 12 <u>AMENDMENT NO. 27</u>
- 13 On page 194, delete lines 3 and 4 and insert:
- "policies and rules, subject to budgetary control of the Department of <u>Conservation</u>
 <u>and</u> Energy and Natural Resources and applicable laws.

(2) State Mineral and Energy Board (R.S. 30:121 et seq.), except the secretary 16 undersecretary of the Department of Conservation and Energy and Natural Resources or 17 his designee shall be an ex officio member of the State Mineral and Energy Board. The State 18 19 Mineral and Energy Board shall retain the authority to lease for development and production 20 of minerals, oil, and gas any lands belonging to the state, or the title to which is in the public, 21 including road beds, water bottoms, and land adjudicated to the state at tax sale. The State Mineral and Energy Board shall retain supervision of all mineral leases granted by the state, 22 23 and it shall retain general authority to take action for and on behalf of and to protect the 24 interests of the state in accordance with the provisions of Title 30 of the Louisiana Revised 25 Statutes of 1950, as amended, and applicable laws."

- 26 AMENDMENT NO. 28
- 27 On page 205, delete lines 8 through 26.
- 28 AMENDMENT NO. 29
- 29 On page 212, delete lines 5 and 6 and insert:
- 30 "Section 10. R.S. 17:200 through 220, R.S. 30:4(N), 85(D)(11), 86(F), 2458, and 31 2470 through 2474, and R.S. 38:3097.4, 3097.7, and 3098.6(A)(1) are hereby repealed."