

2025 Regular Session

HOUSE BILL NO. 548

BY REPRESENTATIVE LACOMBE

1 AN ACT

2 To amend and reenact R.S. 30:149(B)(introductory paragraph) and (C) and  
3 209.2(B)(introductory paragraph) and (C) and R.S. 56:765 and to enact R.S. 30:149.1  
4 and 209.3, relative to revenue from carbon dioxide sequestration on state property;  
5 to provide for the distribution of revenue from carbon dioxide sequestration on  
6 property owned by the state and state agencies; to provide for the distribution of  
7 revenue received by the Department of Wildlife and Fisheries and the Louisiana  
8 Wildlife and Fisheries Commission from carbon dioxide sequestration; to provide  
9 for prior acts of donation accepted by the Department of Wildlife and Fisheries and  
10 the Louisiana Wildlife and Fisheries Commission; to dedicate revenue to the  
11 Conservation Fund; to dedicate revenue to local governing authorities; and to  
12 provide for related matters.

13 Be it enacted by the Legislature of Louisiana:

14 Section 1. R.S. 30:149(B)(introductory paragraph) and (C) and  
15 209.2(B)(introductory paragraph) and (C) are hereby amended and reenacted and R.S.  
16 30:149.1 and 209.3 are hereby enacted to read as follows:

17 §149. Storage of carbon dioxide; distribution of funds; sovereign state lands

18 \* \* \*

19 B. Any revenues collected by the office of mineral resources pursuant to any  
20 contractual agreement for the storage of carbon dioxide beneath ~~state-owned land or~~  
21 ~~water bottoms~~ public lands as defined in R.S. 41:1701 and dried lake beds that were  
22 formerly navigable and remain owned by the state shall be immediately forwarded

1 to the state treasurer for deposit into the state treasury. After complying with the  
2 provisions of Article VII, Section 9(B) of the Constitution of Louisiana relative to  
3 the Bond Security and Redemption Fund, the state treasurer shall remit the funds as  
4 follows:

5 \* \* \*

6 ~~C. Nothing in this Section shall impact existing constitutional or statutory~~  
7 ~~dedications from funds collected by the office of mineral resources on behalf of a~~  
8 ~~state department or an agency as defined in R.S. 30:151. This Section shall not be~~  
9 ~~construed to apply to property owned by state agencies or local governmental~~  
10 ~~entities.~~

11 §149.1. Storage of carbon dioxide; distribution of funds; state agency property

12 A. Upon commencement of Class VI injection operations for the geologic  
13 storage of carbon dioxide beneath any land or water bottoms owned by a state  
14 agency, whether owned in a public or private capacity, any injection-based revenue  
15 collected by the state agency, or by the office of mineral resources on behalf of that  
16 agency, shall be immediately forwarded to the state treasurer for deposit into the  
17 state treasury. After complying with the provisions of Article VII, Section 9(B) of  
18 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
19 the state treasurer shall remit the funds as provided in this Section.

20 B. Pursuant to the authority granted to the legislature by Article VII, Section  
21 10-A(A)(1) of the Constitution of Louisiana, for injection-based revenue collected  
22 on behalf of the Department of Wildlife and Fisheries or the Wildlife and Fisheries  
23 Commission, the revenue shall be distributed as follows:

24 (1) Thirty percent of the revenue shall be remitted to the governing authority  
25 of the parish or parishes within the area of review of the storage facility. If more  
26 than one parish is included in the area of review, each parish shall be entitled to a  
27 proportionate share of the revenue based on the relative proportion of surface area  
28 directly above the area of review located in each parish.

29 (2) The remainder shall be deposited into the Louisiana Wildlife and  
30 Fisheries Conservation Fund.

1                    C. For injection-based revenue collected on behalf of any other state agency,  
 2                    the revenue shall be distributed as follows:

3                    (1) Thirty percent of the revenue shall be remitted to the governing authority  
 4                    of the parish or parishes within the area of review of the storage facility. If more  
 5                    than one parish is included in the area of review, each parish shall be entitled to a  
 6                    proportionate share of the revenue based on the relative proportion of surface area  
 7                    directly above the area of review located in each parish.

8                    (2) The remainder shall be deposited into the state general fund.

9                    D. For the purposes of this Section, the term "injection-based revenue"  
 10                    includes, but is not limited to, injection fees, contractual minimum guaranteed annual  
 11                    payments, and any other revenue derived from injection operations. Revenue  
 12                    collected from bonuses, rentals, pipeline rights-of-way, or other payments for surface  
 13                    use or surface facilities are not included in the distribution required by this Section.

14                    E. The state agency, or the office of mineral resources on behalf of that  
 15                    agency, shall submit a monthly report to the Department of the Treasury and the  
 16                    relevant parish governing authority itemizing the prior month's collections from  
 17                    injection operations for each storage facility.

18                    F. Upon request of a parish entitled to revenue pursuant to this Section, the  
 19                    Department of Energy and Natural Resources is authorized to disclose to the parish  
 20                    governing authority any storage facility data that is relevant to the calculation of  
 21                    payments due.

22                    G. This Section only applies to property owned by state agencies and shall  
 23                    not be construed to apply to local governmental entities.

24                    \*           \*           \*

25                    §209.2. Storage of carbon dioxide; distribution of funds; sovereign state lands

26                    \*           \*           \*

27                    B. Any revenues collected by the office of mineral resources pursuant to any  
 28                    contractual agreement for the storage of carbon dioxide beneath ~~state-owned land or~~  
 29                    ~~water bottoms~~ public lands as defined in R.S. 41:1701 and dried lake beds that were  
 30                    formerly navigable and remain owned by the state shall be immediately forwarded

1 to the state treasurer for deposit into the state treasury. After complying with the  
2 provisions of Article VII, Section 9(B) of the Constitution of Louisiana relative to  
3 the Bond Security and Redemption Fund, the state treasurer shall remit the funds as  
4 follows:

5 \* \* \*

6 ~~C. Nothing in this Section shall impact existing constitutional or statutory~~  
7 ~~dedications from funds collected by the office of mineral resources on behalf of a~~  
8 ~~state department or an agency as defined in R.S. 30:151. This Section shall not be~~  
9 ~~construed to apply to property owned by state agencies or local governmental~~  
10 ~~entities.~~

11 §209.3. Storage of carbon dioxide; distribution of funds; state agency property

12 A. Upon commencement of Class VI injection operations for the geologic  
13 storage of carbon dioxide beneath any land or water bottoms owned by a state  
14 agency, whether owned in a public or private capacity, any injection-based revenue  
15 collected by the state agency, or by the office of mineral resources on behalf of that  
16 agency, shall be immediately forwarded to the state treasurer for deposit into the  
17 state treasury. After complying with the provisions of Article VII, Section 9(B) of  
18 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,  
19 the state treasurer shall remit the funds as provided in this Section.

20 B. Pursuant to the authority granted to the legislature by Article VII, Section  
21 10-A(A)(1) of the Constitution of Louisiana, for injection-based revenue collected  
22 on behalf of the Department of Wildlife and Fisheries or the Wildlife and Fisheries  
23 Commission, the revenue shall be distributed as follows:

24 (1) Thirty percent of the revenue shall be remitted to the governing authority  
25 of the parish or parishes within the area of review of the storage facility. If more  
26 than one parish is included in the area of review, each parish shall be entitled to a  
27 proportionate share of the revenue based on the relative proportion of surface area  
28 directly above the area of review located in each parish.

29 (2) The remainder shall be deposited into the Louisiana Wildlife and  
30 Fisheries Conservation Fund.

1                   C. For injection-based revenue collected on behalf of any other state agency,  
2                   the revenue shall be distributed as follows:

3                   (1) Thirty percent of the revenue shall be remitted to the governing authority  
4                   of the parish or parishes within the area of review of the storage facility. If more  
5                   than one parish is included in the area of review, each parish shall be entitled to a  
6                   proportionate share of the revenue based on the relative proportion of surface area  
7                   directly above the area of review located in each parish.

8                   (2) The remainder shall be deposited into the state general fund.

9                   D. For the purposes of this Section, the term "injection-based revenue"  
10                  includes, but is not limited to, injection fees, contractual minimum guaranteed annual  
11                  payments, and any other revenue derived from injection operations. Revenue  
12                  collected from bonuses, rentals, pipeline rights-of-way, or other payments for surface  
13                  use or surface facilities are not included in the distribution required by this Section.

14                  E. The state agency, or the office of mineral resources on behalf of that  
15                  agency, shall submit a monthly report to the Department of the Treasury and the  
16                  relevant parish governing authority itemizing the prior month's collections from  
17                  injection operations for each storage facility.

18                  F. Upon request of a parish entitled to revenue pursuant to this Section, the  
19                  Department of Energy and Natural Resources is authorized to disclose to the parish  
20                  governing authority any storage facility data that is relevant to the calculation of  
21                  payments due.

22                  G. This Section only applies to property owned by state agencies and shall  
23                  not be construed to apply to local governmental entities.

24                  Section 2. R.S. 56:765 is hereby amended and reenacted to read as follows:

25                  §765. Donations for wildlife refuges, wildlife management areas, and public hunting  
26                  grounds; applicability of certain laws

27                  The provisions of R.S. 30:148.1 through 148.7, 149.1 and 209.3 and R.S.  
28                  47:648.1 shall not authorize the breach of any term or condition of any donation  
29                  which ~~has been~~ was accepted by the state prior to August 1, 2025, involving any  
30                  state wildlife refuge, wildlife management area, or public hunting ground.

1           Section 3. Without in any way affecting the amount local governing authorities are  
2           entitled to receive pursuant to this Act, in the event that a tax is enacted on carbon dioxide  
3           injection for geologic storage and any portion thereof is dedicated to parishes, it is the intent  
4           of the Legislature of Louisiana that the obligation of a state agency to remit payment to local  
5           governing authorities pursuant to this Act be reduced by any amount of tax revenue received  
6           by that local governing authority.

---

SPEAKER OF THE HOUSE OF REPRESENTATIVES

---

PRESIDENT OF THE SENATE

---

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_