

2025 Regular Session

ACT No. 397

HOUSE BILL NO. 691 (Substitute for House Bill No. 568 by Representative Carrier)

BY REPRESENTATIVE CARRIER

1 AN ACT

2 To amend and reenact R.S. 30:1106(D)(1) and 1107.1(C) and to enact R.S. 30:1107.1(B)(4)
3 and (5) and (D) through (F), relative to carbon dioxide sequestration; to increase civil
4 penalties; to add reporting requirements; to require notice to the public and
5 emergency responders; to provide an effective date; and to provide for related
6 matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 30:1106(D)(1) and 1107.1(C) are hereby amended and reenacted and
9 R.S. 30:1107.1(B)(4) and (5) and (D) through (F) are hereby enacted to read as follows:

10 §1106. Underground injection control

11 * * *

12 D.(1) Except as otherwise provided by law, any person to whom a
13 compliance order is issued and who fails to take corrective action within the time
14 specified in the order or any person found by the commissioner to be in violation of
15 any requirement of this ~~Section~~ Chapter may be liable for a civil penalty to be
16 assessed by the commissioner or court, of not more than ~~five~~ two hundred thousand
17 dollars a day for each day of violation and for each act of violation. The
18 commissioner in order to enforce the provisions of this Section may suspend or
19 revoke any permit, compliance order, license, or variance that has been issued to said
20 person in accordance with law.

21 * * *

22 §1107.1. Reporting; recordkeeping

23 * * *

1 B. At a minimum, the owner or operator of a permitted Class VI well shall
2 provide a report within twenty-four hours of the occurrence of any of the following:

3 * * *

4 (4) Any equipment malfunction that could lead to the release of stored
5 carbon dioxide.

6 (5) Any release of stored carbon dioxide.

7 C. Reports required by Subsection B of this Section shall, at a minimum,
8 include:

9 (1) The precise location of the incident.

10 (2) A description of the incident, including its cause, when possible.

11 (3) Potential risks to public health, water sources, and land stability.

12 (4) Immediate mitigation steps taken in response.

13 (5) A timeline for corrective action.

14 D. Owners or operators of Class VI wells shall retain records as required by
15 applicable administrative rules.

16 E.(1) Any report required by Subsection B of this Section shall be disclosed
17 by the operator to the following persons and entities:

18 (a) All emergency response teams, local law enforcement, and local
19 governing officials within the affected area.

20 (b) The general public through an official press release.

21 (2) The department shall publish all reports required by Subsection B of this
22 Section on its website.

23 F. Civil penalties. Failure to comply with the requirements of this Section
24 or with any reporting or recordkeeping required by the department pursuant to
25 administrative rules shall subject the storage operator to the remedies authorized by
26 R.S. 30:1106.

27 Section 2. This Act shall become effective upon signature by the governor or, if not
28 signed by the governor, upon expiration of the time for bills to become law without signature
29 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If

1 vetoed by the governor and subsequently approved by the legislature, this Act shall become
2 effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____