

2026 Regular Session

HOUSE BILL NO. 840

BY REPRESENTATIVE FARNUM

ENERGY: Establishes notice and public hearing requirements prior to issuance of orders, permits, or certificates for carbon dioxide sequestration

1 AN ACT

2 To amend and reenact R.S. 30:1105(B), (C), and (D) and 1107(A)(1), (B)(introductory
3 paragraph), and (D), and to enact R.S. 30:1105(E), relative to notice and public
4 hearings; to require public comments be received in parishes affected by carbon
5 capture operations prior to issuance of any order, permit, or certificate; to add a
6 notice and opportunity for public comments prior to the issuance of certificates of
7 public convenience and necessity; and to provide for related matters.

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 30:1105(B), (C), and (D) and 1107(A)(1), (B)(introductory
10 paragraph), and (D) are hereby amended and reenacted and R.S. 30:1105(E) is hereby
11 amended and reenacted to read as follows:

12 §1105. Hearings; notice; public records

13 * * *

14 B.(1) In addition to the requirements contained in Subsection A of this
15 Section, no order, permit, or certificate shall be issued by the secretary under this
16 Chapter without first providing notice to the governing authority of any parish
17 affected and a public hearing is conducted to receive public comments. Notice may
18 be made by electronic mail to the parish president, police jury president, or
19 mayor-president, depending on the form of parish government.

1 provisions of ~~R.S. 30:6~~ R.S. 30:1105 held in the parish where the storage facility is
2 to be located, the secretary determines that it is required by the present or future
3 public convenience and necessity, and such decision is based upon the following
4 criteria:

5 * * *

6 B. The secretary may issue a certificate of public convenience and necessity
7 to a transporter of carbon dioxide applying therefor, whether or not such transporter
8 is also the storage operator, for the laying, maintaining, and operating of a pipeline
9 for the transportation of carbon dioxide to a storage facility, and such rights
10 necessary and incidental thereto if, after notice and opportunity for a public hearing
11 pursuant to the provisions of ~~R.S. 30:6~~ R.S. 30:1105, the secretary determines that
12 it is or will be in the present or future public interest to do so and finds one of the
13 following:

14 * * *

15 D. The secretary shall issue a certificate of completion of injection
16 operations to the operator applying therefor if, after notice and opportunity for a
17 public hearing pursuant to ~~R.S. 30:6~~ R.S. 30:1105, it is determined that such operator
18 has met all of the conditions required for such certificate, including the requirements
19 of R.S. 30:1109.

20 * * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 840 Original

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Farnum

Abstract: Requires a hearing be held to receive public comments in parishes affected by carbon capture operations prior to issuance of any order, permit, or certificate. Adds a requirement for notice and opportunity for public comments prior to the issuance of certificates of public convenience and necessity.

Present law requires notice and public hearings mandated under present law (Chapter 11) to be conducted according to present law (R.S. 30:6) which provides the opportunity for specific parties of interest to participate in public hearings and notice to be provided to parishes affected.

Proposed law adds a requirement for a public hearing opportunity to receive public comment from all interested parties within the parishes affected.

Proposed law requires that a hearing for public comment be held in every parish in which a pipeline for the transport of carbon dioxide will be constructed.

Present law requires that notice and opportunity for a hearing under present law (R.S. 30:6) be provided prior to issuance by the secretary of a certificate of public convenience and necessity.

Proposed law adds the requirement for a public hearing opportunity to receive public comment from all interested parties within the parishes affected be provided prior to issuance by the secretary of a certificate of public convenience and necessity.

Present law requires that notice and opportunity for a hearing under present law (R.S. 30:6) be provided prior to issuance by the secretary of a certificate of completion of injection operations.

Proposed law adds the requirement for a public hearing opportunity to receive public comment from all interested parties within the parishes affected be provided prior to issuance by the secretary of a certificate of completion of injection operations.

(Amends R.S. 30:1105(B), (C), and (D) and 1107(A)(1), (B)(intro. para.), and (D); Adds R.S. 30:1105(E))