



1 (5) Any costs associated with response to any emergency as provided in R.S.  
 2 30:6.1. The department shall seek to recover from the responsible party any  
 3 monies disbursed and expended from the fund for any emergency as provided  
 4 in R.S. 30:6.1 within six months from disbursement. Any monies disbursed and  
 5 expended from the fund for any emergency as provided in R.S. 30:6.1 shall be  
 6 reimbursed to the fund by the department within one year from disbursement.

\* \* \*

8 §93. Recovery of site restoration costs

9 A. If the assistant secretary undertakes restoration of an orphaned oilfield site  
 10 under this Part or responds to any emergency as provided in R.S. 30:6.1, the  
 11 secretary shall seek to recover all costs incurred by the secretary, assistant secretary,  
 12 penalties, and other relief from any party who has operated or held a working interest  
 13 in such site, or who is required by law, rules adopted by the department, or a valid  
 14 order of the assistant secretary to control, clean up, close, or restore the oilfield sites  
 15 or other facilities, structures, or pipelines under the commissioner's jurisdiction  
 16 pursuant to R.S. 30:1 et seq. in accordance with the following:

\* \* \*

17  
 18 (4) For a response to any emergency as provided in R.S. 30:6.1, recovery  
 19 of costs shall be against the responsible party.

\* \* \*

21 Section 2. R.S. 30:86(C) is hereby repealed.

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The original instrument and the following digest, which constitutes no part  
 of the legislative instrument, were prepared by J. W. Wiley.

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DIGEST

SB 180 Original 2019 Regular Session Allain

Present law allows the monies in the Oilfield Site Restoration Fund (fund) to be disbursed and expended pursuant to the authority and direction of the secretary or assistant secretary of the Department of Natural Resources (DNR) for certain purposes and uses, including costs associated with response to an emergency.

Proposed law retains present law and requires the DNR to seek recovery from the responsible party any monies disbursed and expended from the fund for an emergency within six months from disbursement. Further requires the DNR to reimburse the fund any monies disbursed and expended from the fund for an emergency within one year from

disbursement.

Present law allows the secretary of the DNR to recover certain costs incurred by the secretary for the control, clean up, closure, or restoration of oilfield sites. Further provides a procedure for the recovery of costs.

Proposed law retains present law and includes costs for responding to an emergency at an oilfield site or other facility, structure, or pipeline under the jurisdiction of the commissioner of conservation to the costs the secretary may recover from the responsible party.

Present law provides certain balance requirements in the fund. When the balance in the fund equals or exceeds \$14 million dollars, the oilfield site restoration fees on oil and gas will not be collected or required to be paid by the responsible party. When the balance in the fund has fallen below \$10 million dollars, the fees will be collected or required to be paid by the responsible party.

Proposed law repeals the balance requirements in the fund.

Effective August 1, 2019.

(Amends R.S. 30:86(E)(5) and 93(A)(intro para); adds R.S. 30:93(A)(4); repeals R.S. 30:86(C))