The original instrument was prepared by J. W. Wiley. The following digest, which does not constitute a part of the legislative instrument, was prepared by Martha Hess.

DIGEST 2019 Regular Session

Allain

<u>Present law</u> 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.

<u>Proposed law</u> retains <u>present law</u> 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. Provides that upon a 2/3's vote of the members of the commission, DNR shall not be required to reimburse the fund.

<u>Present law</u> 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.

<u>Proposed law</u> retains <u>present law</u> 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. <u>Proposed law</u> does not allow DNR to use monies in the fund for administration purposes.

<u>Present law</u> 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. <u>Proposed law</u> retains present law.

Effective August 1, 2019.

SB 180 Engrossed

(Amends R.S. 30:86(E)(5) and 93(A)(intro para); adds R.S. 30:93(A)(4); repeals R.S. 30:86(E)(2))

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Finance to the original bill

- 1. Restores the balance requirements in the fund.
- 2. Repeals the authorization for DNR to use monies in the fund for administration purposes.

3.	Provides that monies disbursed for an emergency must be reimbursed to the fund by DNR within one year from disbursement, unless the commission, by 2/3's vote, does not require DNR to reimburse the fund.