
HOUSE COMMITTEE AMENDMENTS

2023 Regular Session

Amendments proposed by House Committee on Natural Resources and Environment to
Original House Bill No. 571 by Representative Schexnayder

1 AMENDMENT NO. 1

2 On page 1, line 4, after "paragraph)," and before "1109(A)," insert "1105(A),"

3 AMENDMENT NO. 2

4 On page 1, line 7, after "R.S. 30:209.2," insert "1104.1, 1107.1,"

5 AMENDMENT NO. 3

6 On page 2, at the end of line 2, after "(introductory paragraph)," insert "1105(A),"

7 AMENDMENT NO. 4

8 On page 2, line 6, after "R.S. 30:209.2," insert "1104.1, 1107.1,"

9 AMENDMENT NO. 5

10 On page 2, line 13, after "notify the" and before "of any parish" change "chief executive
11 officer" to "governing authority"

12 AMENDMENT NO. 6

13 On page 2, line 14, after "notice to the" and before "of the" change "chief executive officer"
14 to "governing authority"

15 AMENDMENT NO. 7

16 On page 2, at the end of line 17, after "mail" and before the period "." insert "to the parish
17 president, policy jury president, or mayor-president, depending on the form of parish
18 government"

19 AMENDMENT NO. 8

20 On page 3, line 28, after "notification to the" and before "of the affected" change "chief
21 executive officer" to "governing authority"

22 AMENDMENT NO. 9

23 On page 3, line 29, after "mail" and before the comma "," insert "to the parish president,
24 policy jury president, or mayor-president, depending on the form of parish government"

25 AMENDMENT NO. 10

26 On page 5, between lines 7 and 8, insert the following:

27 "§1104.1. Environmental analysis

28 A. The applicant for a permit for a Class VI injection well shall submit an
29 environmental analysis as part of the permit application.

30 B. The environmental analysis required by this Section shall be used to
31 satisfy the public trustee requirements of Article IX, Section 1 of the Constitution of

Louisiana and shall address the following questions regarding the proposed permit activity:

(1) Have the potential and real adverse environmental effects of the proposed permit activity been avoided to the maximum extent possible?

(2) Does a cost-benefit analysis of the environmental impact costs versus the social and economic benefits of the proposed activities demonstrate that the latter outweighs the former?

(3) Are there alternative activities which would offer more protection to the environment than the proposed activity without unduly curtailing non-environmental benefits?

(4) Are there alternative sites which would offer more protection to the environment than the proposed site without unduly curtailing non-environmental benefits?

(5) Are there mitigating measures which would offer more protection to the environment than the proposed activity without unduly curtailing non-environmental benefits?

§1105. Hearings; notice; rules of procedures; emergency; service of process; public records; request for hearings; orders and compliance orders

A. All public hearings under this Part Chapter shall be conducted pursuant to the provisions of R.S. 30:6. In addition to the requirements of R.S. 30:6, any notice required pursuant to this Chapter shall also be provided to the governing authority of any affected parish. Such notice may be made by electronic mail to the parish president, police jury president, or mayor-president, depending on the form of parish government.

* * *

§1107.1. Reporting; record keeping

A. The owner or operator of a permitted Class VI well shall provide quarterly reports to the commissioner containing, at a minimum, the following:

(1) Any changes to the physical, chemical, and other relevant characteristics of the carbon dioxide stream from the proposed operating data or parameters.

(2) Monthly average, maximum, and minimum values for injection pressure, flow rate and volume, and annular pressure.

(3) The monthly volume or mass of the carbon dioxide stream injected over the reporting period and the volume injected cumulatively over the life of the project.

(4) Additional reporting as required by applicable administrative rules.

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

(1) Evidence that the injected carbon dioxide stream or associated pressure front may endanger an underground source of drinking water.

(2) Noncompliance with a permit condition, or malfunction of the injection system, which may cause fluid migration into or between underground sources of drinking water.

(3) Failure to maintain mechanical integrity.

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

* * *"

AMENDMENT NO. 11

On page 6, line 3, after "liability" and before "associated" insert a comma "," and "other than contractual obligations and criminal liability,"

AMENDMENT NO. 12

On page 6, line 8, after "applicable" and before "underground" insert "laws and regulations, including" and after "regulations" and before "prior" insert a comma ","

1 AMENDMENT NO. 13

2 On page 6, at the end of line 9, after "operations" and before the period "." insert a comma
3 ";" and "nor shall it apply when the commissioner determines that there is fluid migration
4 for which the operator is responsible that causes or threatens imminent and substantial
5 endangerment to an underground source of drinking water"

6 AMENDMENT NO. 14

7 On page 6, line 24, after "dioxide" and before the period "." insert "or if the commissioner
8 determines that the operator provided deficient or erroneous information that was material
9 and relied upon by the commissioner to support approval of site closure or issuance of a
10 certificate of completion of injection operations."

11 AMENDMENT NO. 15

12 On page 7, delete lines 1 through 3 in their entirety and insert in lieu thereof the following:

13 ~~"(4)(6)~~ It is the intent of this Section that the state shall not assume or have
14 any liability by the mere act of assuming ownership of a storage facility after
15 issuance of a certificate of completion of injection operations."

16 AMENDMENT NO. 16

17 On page 10, at the beginning of line 1, delete "Part" and insert "Chapter"

18 AMENDMENT NO. 17

19 On page 11, line 16, after "notify the" and before "of the" change "chief executive officer"
20 to "governing authority"

21 AMENDMENT NO. 18

22 On page 11, at the end of line 17, after "mail" and before the period "." insert "to the parish
23 president, policy jury president, or mayor-president, depending on the form of parish
24 government"

25 AMENDMENT NO. 19

26 On page 12, line 20, after "notify the" and before "of the parish" change "chief executive
27 officer" to "governing authority"

28 AMENDMENT NO. 20

29 On page 12, at the end of line 21, after "department." add the following:

30 "Such notice may be made by electronic mail to the parish president, police jury president,
31 or mayor-president, depending on the form of parish government."