

SENATE BILL NO. 167

BY SENATOR ALLAIN

1 AN ACT

2 To amend and reenact R.S. 30:86(A), (C), and the introductory paragraph of (E), and to
3 enact R.S. 30:86(D)(9) and (10) and (E)(7), relative to the Louisiana Oilfield Site
4 Restoration Fund; to provide for the deposit of monies from the state's allocation of
5 federal monies to the fund; to provide for the sources and uses of the Oilfield Site
6 Restoration Fund; to provide for an effective date; and to provide for related matters.

7 Be it enacted by the Legislature of Louisiana:

8 Section 1. R.S. 30:86(A), (C), and the introductory paragraph of (E) are hereby
9 amended and reenacted and R.S. 30:86(D)(9) and(10) and (E)(7) are hereby enacted to read
10 as follows:

11 §86. Oilfield Site Restoration Fund

12 A.(1) There is hereby established a fund in the custody of the state treasurer
13 to be known as the Oilfield Site Restoration Fund, hereafter referred to as the "fund",
14 into which the state treasurer shall, each fiscal year, deposit the revenues received
15 from the collection of the monies enumerated in Subsection D of this Section, after
16 those revenues have been deposited in the Bond Security and Redemption Fund.

17 (2) Out of the funds remaining in the Bond Security and Redemption Fund,
18 after a sufficient amount is allocated from that fund to pay all the obligations secured
19 by the full faith and credit of the state that become due and payable within each fiscal
20 year, the treasurer shall pay into the Oilfield Site Restoration ~~Trust~~ Fund an amount
21 equal to the revenues generated from collection of the fees provided for in
22 Subsection D of this Section. **The treasurer shall also transfer into the Oilfield**
23 **Site Restoration Fund the amount of thirty million dollars in federal funding**
24 **from the first federal funds received by the state for which oilfield site**

1 restoration or plugging orphan wells is an allowable use, as determined by the
 2 Joint Legislative Committee on the Budget. Such funds shall constitute a special
 3 custodial trust fund which shall be administered by the secretary, who shall make
 4 disbursements from the fund solely in accordance with the purposes and uses
 5 authorized by this Part.

6 * * *

7 C. The treasurer of the state of Louisiana shall certify, to the secretary of the
 8 Department of Revenue, the date on which the balance in the fund equals or exceeds
 9 fourteen million dollars. The oilfield site restoration fees on oil and gas provided for
 10 in R.S. 30:87 shall not be collected or required to be paid on or after the first day of
 11 the second month following the certification, except that the secretary of the
 12 Department of Revenue shall resume collecting the fees on receipt of a certification
 13 from the treasurer that, based on the expenditures or commitments to expend monies,
 14 the fund has fallen below ten million dollars. The secretary of the Department of
 15 Revenue shall continue collecting the fees until collections are again suspended in
 16 the manner provided by this Section. The sums in the site-specific trust accounts
 17 within the fund, the sums collected from financial security instruments required by
 18 rules and regulations adopted by the assistant secretary pursuant to R.S. 30:4(R) and
 19 4.3, sums deposited pursuant to Paragraph (D)(9) of this Section, any sums
 20 deposited from federal appropriations, or any federal grant program
 21 established by the United States Congress for the purpose of restoring orphan
 22 oilfield sites, and sums generated from the issuance of bonds pursuant to R.S.
 23 30:83.1 shall not be counted to determine the balance of the fund for the purposes of
 24 this Subsection.

25 D. The following monies shall be placed into the Oilfield Site Restoration
 26 Fund:

27 * * *

28 (9) The sum of thirty million dollars from the first federal funds received
 29 by the state for which oilfield site restoration or plugging orphan wells is an
 30 allowable use, as determined by the Joint Legislative Committee on the Budget.

1 Section 3. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____