

2022 Regular Session

HOUSE BILL NO. 1035

BY REPRESENTATIVE COUSSAN

ENVIRONMENT/QUALITY: Provides relative to the Underground Storage Tank Program

1 AN ACT

2 To amend and reenact R.S. 30:2195(C), (E), and (F)(1), 2195.8(A)(1), and 2195.12(Section  
3 heading), to enact R.S. 30:2195.2(A)(6), and to repeal R.S. 30:2195.12(E), relative  
4 to underground storage tanks; to provide for grants for upgrades to single wall  
5 underground storage tanks; to provide for use of the Motor Fuels Underground  
6 Storage Tank Trust Dedicated Fund Account; to provide for annual reports by the  
7 department; to provide for responsibilities of the Motor Fuels Underground Storage  
8 Tank Trust Fund Advisory Board; and to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 30:2195(C), (E), and (F)(1), 2195.8(A)(1), and 2195.12(Section  
11 heading) are hereby amended and reenacted and R.S. 30:2195.2(A)(6) is hereby enacted to  
12 read as follows:

13 §2195. Motor Fuels Underground Storage Tank Trust Dedicated Fund Account

14 \* \* \*

15 C. Monies so deposited in the Environmental Trust Account shall be used  
16 to defray the cost to the state of administering the underground storage tank program  
17 and the cost of investigation, testing, containment, control, and cleanup of releases  
18 from underground storage tanks containing regulated substances. Only monies



1 tanks, and the grants and loans authorized by ~~R.S. 30:2195.12(E)~~ R.S.  
2 30:2195.2(A)(6).

3 \* \* \*

4 §2195.2. Uses of the Tank Trust Fund

5 A. The department shall administer the Tank Trust Fund and shall make  
6 disbursements from the fund for all necessary and appropriate expenditures.

7 Pursuant to the authorization in R.S. 30:2195, the secretary of the Department of  
8 Environmental Quality shall use the Tank Trust Fund as follows:

9 \* \* \*

10 (6) The secretary shall authorize the use of any monies obtained in cost  
11 recovery actions or from interest on the Tank Trust Account to provide grants or  
12 loans to private persons or entities for upgrading or improving underground storage  
13 tanks to a standard dictated or recommended by federal or state environmental laws,  
14 regulations, or directives.

15 (a) A grant or loan may only be made pursuant to this Paragraph if all of the  
16 following apply:

17 (i) The applicant is domiciled in Louisiana.

18 (ii) The site is registered with the department as a single wall underground  
19 storage tank system.

20 (iii) The applicant is in compliance with and has paid all fees assessed by  
21 applicable state law.

22 (b) Grants provided pursuant to this Paragraph shall only be made in the  
23 form of reimbursement for completed upgrades and improvements after inspection  
24 and approval by the department.

25 (c) No grant or loan shall exceed one hundred fifty thousand dollars and the  
26 total amount of grants shall not exceed three million dollars.

27 (d) Eligible applicants may only apply for one grant or loan each year.

28 (e) The secretary shall promulgate rules and regulations to implement this  
29 Paragraph, including the application process, procedures the applicant must follow



Present law requires the department to report annually the disbursements of all monies from the Tank Trust Account to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality.

Proposed law adds a requirement that the report include all grants made from the Tank Trust Fund.

Present law establishes the Motor Fuels Underground Storage Tank Trust Fund Advisory Board to advise the secretary with regard to implementation of the Tank Trust Account.

Proposed law retains present law but also allows the board to advise the secretary on the issuance of grants.

(Amends R.S. 30:2195(C), (E), and (F)(1), 2195.8(A)(1), and 2195.12(Section heading); Adds R.S. 30:2195.2(A)(6); Repeals R.S. 30:2195.12(E))