

SENATE COMMITTEE AMENDMENTS

2026 Regular Session

Amendments proposed by Senate Committee on Environmental Quality to Original Senate Bill No. 99 by Senator Foil

1 AMENDMENT NO. 1

2 On page 1, line 2, after "2050.3(B)" delete "(1) and (3)" and insert "(3), 2075.2(B)"

3 AMENDMENT NO. 2

4 On page 1, line 3, after "2181," delete "and 2250" and insert "2195.9(A)(6), 2250, and
5 2286.1(A)(2)"

6 AMENDMENT NO. 3

7 On page 1, line 10, after "2050.3(B)" delete "(1) and (3)" and insert "(3), 2075.2(B)"

8 AMENDMENT NO. 4

9 On page 1, line 11, after "2181," delete "and 2250" and insert "2195.9(A)(6), 2250, and
10 2286.1(A)(2)"

11 AMENDMENT NO. 5

12 On page 2, line 20, after "B.(1)" delete the remainder of the line and insert "* *
13 *"

14 AMENDMENT NO. 6

15 On page 2, delete lines 21 through 25

16 AMENDMENT NO. 7

17 On page 2, between lines 28 and 29, insert:

18 "§2075.2. Sewage treatment facility; privately owned; surety required; nonfunctional
19 system

20 * * *

21 B. If the treatment facility is to be acquired by a homeowners' association, by
22 act of sale or donation, for operation and maintenance, the original permittee must
23 submit the legal name of the association, with one person as "environmental contact"
24 for any matter relating to the treatment plant. The permittee shall also include the
25 current mailing address, and telephone number, **and an electronic mail address** for
26 the environmental contact, which shall be submitted to the department at least sixty
27 days prior to legal transfer of the facility.

28 * * *"

29 AMENDMENT NO. 8

30 On page 4, between lines 16 and 17, insert:

31 "§2195.9. Financial responsibility

32 A. The financial responsibility requirements for taking response actions and
33 third-party judgments by motor fuel underground storage tank owners who are
34 eligible participants in the Tank Trust Account are hereby established as follows:

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(6) A lien filed by the department with the same ranking and privilege as that authorized by R.S. 30:2195(F)(2) may be substituted for the financial responsibility requirement of this Section, but in no case shall the lien be substituted on behalf of an owner or operator who continues to operate the system. The department shall promulgate regulations to provide for the use of this lien that ensures the fiscal stability of the account. Such regulations shall provide that the use of the funds in the Tank Trust Account in any fiscal year on sites for which the lien authorized by this Section has been used to substitute for the financial responsibility amount shall not exceed twenty percent of the amounts collected in the previous fiscal year. The secretary is authorized to exceed the twenty percent limitation contained in this Paragraph upon recommendation of the Motor Fuels Underground Storage Tank Trust Fund Advisory Board. Upon recommendation of the board to exceed the twenty percent limitation as provided for in this Paragraph, the secretary shall send ~~written~~ notice to the Senate Committee on Environmental Quality and the House Committee on Natural Resources and Environment listing the project name, project location, and the amount of the project that exceeds the twenty percent limitation. **Electronic transmission of written notice pursuant to this Section shall have the same force and effect as notice provided by mail or certified mail.**

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AMENDMENT NO. 9

On page 4, after line 27, insert:

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§2286.1. Submission and approval of voluntary remedial action plans
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(2) Within ninety days of receipt of the remedial investigation work plan, the department shall review the plan and either approve such plan or provide written notices of deficiencies in the investigation work plan. **Electronic transmission of the written notices of deficiencies pursuant to this Section shall have the same force and effect as notice provided by mail or certified mail.**