

# ACT No. 163

2022 Regular Session

HOUSE BILL NO. 267

BY REPRESENTATIVE RISER AND SENATOR WOMACK

1 AN ACT

2 To amend and reenact R.S. 30:1108(B), relative to geological sequestration of carbon  
3 dioxide; to provide relative to eminent domain; to provide for an exception to  
4 eminent domain under certain circumstances in Caldwell Parish; and to provide for  
5 related matters.

6 Notice of intention to introduce this Act has been published  
7 as provided by Article III, Section 13 of the Constitution of  
8 Louisiana.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 30:1108(B) is hereby amended and reenacted to read as follows:

11 §1108. Eminent domain; expropriation

12 \* \* \*

13 B.(1) The ~~Except as provided in Paragraph 2 of this Subsection, the~~ exercise  
14 of the right of eminent domain granted in this Chapter shall not prevent persons  
15 having the right to do so from drilling through the storage facility in such manner as  
16 shall comply with the rules of the commissioner issued for the purpose of protecting  
17 the storage facility against pollution or invasion and against the escape or migration  
18 of carbon dioxide. Furthermore, the right of eminent domain set out in this Section  
19 shall not prejudice the rights of the owners of the lands or minerals not acquired for  
20 the storage facility and not reasonably necessary for the use of the acquired property.

