
SENATE COMMITTEE AMENDMENTS

2024 Regular Session

Amendments proposed by Senate Committee on Natural Resources to Original Senate Bill No. 285 by Senator Cathey

1 AMENDMENT NO. 1

2 On page 1, line 2, after "5(C)(2)" delete "(a), (b), and (c)"

3 AMENDMENT NO. 2

4 On page 1, line 4, delete "30:3(18)" and insert "30:2.1, 3(18)"

5 AMENDMENT NO. 3

6 On page 1, line 11, after "5(C)(2)" delete "(a), (b), and (c)"

7 AMENDMENT NO. 4

8 On page 1, line 13, delete "30:3(18)" and insert "30:2.1, 3(18)"

9 AMENDMENT NO. 5

10 On page 1, between lines 14 and 15, insert the following:

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"§2.1. Ownership of brine produced incident to oil and gas operations

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Unless expressly provided otherwise by contract, brine produced incident to the production of oil and gas by the person, including operators and producers acting on behalf of the person, who has the right to drill into and to produce from a pool and to appropriate the production, either for himself or for others, belongs to such person, regardless of whether such brine is saved, retained, used, or sold for the purpose of extracting the constituent parts, minerals, elements, compounds, or substances contained in or dissolved in the brine."

22 AMENDMENT NO. 6

23 On page 2, line 20, after "**but**" and before "**not**" insert "**is**"

24 AMENDMENT NO. 7

25 On page 2, line 23, after "benzine," delete the remainder of the line, and at the beginning of
26 line 24, delete "**hydroxide,**"

27 AMENDMENT NO. 8

28 On page 2, line 25, delete "and"

29 AMENDMENT NO. 9

30 On page 2, line 27, after "gas," and before "whether" insert "**lithium carbonate, lithium**
31 **hydroxide, and any other commodity or product made from the brine or any**
32 **constituent parts, minerals, elements, compounds, or substances contained in or**
33 **dissolved in the brine,**"

34 AMENDMENT NO. 10

35 On page 3, delete lines 7 through 14 and insert the following:

1 **"(18) "Brine" means subterranean saltwater, whether contained in or**
2 **produced from a reservoir, and all of the saltwater's constituent parts, minerals,**
3 **elements, compounds, or substances contained in or dissolved in the saltwater,**
4 **including but not limited to lithium, bromine, barium, magnesium, potassium,**
5 **sodium, iodine, or other constituent parts, minerals, elements, compounds, or**
6 **substances produced with or separated from the saltwater. "Brine" does not**
7 **include brine produced as an incident to the production of oil and gas, unless**
8 **the brine is saved, retained, used, or sold for the purpose of extracting the**
9 **constituent parts, minerals, elements, compounds, or substances contained or**
10 **dissolved in the brine. "Brine" also does not include underground sources of**
11 **drinking water or brine created through solution mining."**

12 AMENDMENT NO. 11

13 On page 3, line 15, delete "extraction operation" and insert "production operations"

14 AMENDMENT NO. 12

15 On page 3, line 16, change "extraction" to "production"

16 AMENDMENT NO. 13

17 On page 3, line 16, after "wells." insert the following:

18 **"Brine production operations" may include the reinjection of the brine,**
19 **including after possible extraction of any constituent parts, minerals, elements,**
20 **compounds, or substances contained in or dissolved in the brine."**

21 AMENDMENT NO. 14

22 On page 3, line 19, after "resource" and before "extraction" insert "production or"

23 AMENDMENT NO. 15

24 On page 3, between lines 28 and 29, insert the following:

25 **"(18) To regulate brine production operations."**
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27 AMENDMENT NO. 16

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29 On page 3, line 29, change "(18)" to "(19)"

30 AMENDMENT NO. 17

31 On page 4, line 1, change "extraction" to "production"

32 AMENDMENT NO. 18

33 On page 4, line 2, change "(19)" to "(20)"

34 AMENDMENT NO. 19

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36 On page 4, line 3, change "extraction" to "production"

37 AMENDMENT NO. 20

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39 On page 4, between lines 24 and 25, insert the following:

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41 "(d) At least three-fourths of the owners and three-fourths of the royalty owners, as
42 to a particular interest, as hereinafter defined, such three-fourths to be in interest as
43 determined under Subparagraph (c) hereof of this Paragraph, shall have approved

1 the plan and terms of unit operation, such approval to be evidenced by a written
2 contract or contracts covering the terms and operation of the unitization signed and
3 executed by the three-fourths in interest of the owners and three-fourths in interest
4 of the said royalty owners and filed with the assistant secretary of the office of
5 conservation on or before the day set for the hearing. **Notwithstanding any other**
6 **provision of this Subparagraph to the contrary, with respect to an order for unit**
7 **operation for the production of brine, such approval shall only be required from**
8 **at least three-fourths of the owners as to the particular interest, such approval**
9 **to be evidenced by a written contract or contracts covering the terms and**
10 **operation of the unitization signed and executed by the three-fourths in interest**
11 **of the owners and filed with the assistant secretary of the office of conservation**
12 **on or before the day set for the hearing."**