

2024 Regular Session

HOUSE BILL NO. 934

BY REPRESENTATIVES LACOMBE, BRYANT, CARRIER, COATES, DEWITT,
TRAVIS JOHNSON, JACOB LANDRY, MACK, ORGERON, AND RISER

ENERGY/CONSERVATION: Provides for the dedication of revenue from carbon dioxide sequestration on state lands and water bottoms

1 AN ACT

2 To amend and reenact R.S. 30:149(B)(introductory paragraph) and (C) and

3 209.2(B)(introductory paragraph) and (C) and to enact R.S. 30:149(D), 157, and

4 209.2(D), relative to the dedication of revenue from carbon dioxide sequestration on

5 state lands; to provide for revenue from carbon dioxide sequestration on property

6 under the jurisdiction of the Department of Wildlife and Fisheries and the Wildlife

7 and Fisheries Commission; to dedicate revenue to local governing authorities; and

8 to provide for related matters.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 30:149(B)(introductory paragraph) and (C) and

11 209.2(B)(introductory paragraph) and (C) are hereby amended and reenacted and R.S.

12 30:149(D), 157, and 209.2(D) are hereby enacted to read as follows:

13 §149. Storage of carbon dioxide; distribution of funds

14 * * *

15 B. Except as provided in Subsections C and D of this Section, any ~~Any~~

16 revenues collected by the office of mineral resources pursuant to any contractual

17 agreement for the storage of carbon dioxide beneath state-owned land or water

18 bottoms shall be immediately forwarded to the state treasurer for deposit into the

19 state treasury. After complying with the provisions of Article VII, Section 9(B) of

1 the Constitution of Louisiana relative to the Bond Security and Redemption Fund,
2 the state treasurer shall remit the funds as follows:

3 * * *

4 C. Except as provided in Subsection D of this Section, nothing ~~Nothing~~ in
5 this Section shall impact existing constitutional or statutory dedications from funds
6 collected by the office of mineral resources on behalf of a state department or an
7 agency as defined in R.S. 30:151.

8 D. Any revenues collected by the office of mineral resources pursuant to any
9 contractual agreement regarding the storage of carbon dioxide or pore space rights
10 beneath properties owned or managed by, or otherwise under the jurisdiction of, the
11 Department of Wildlife and Fisheries or the Wildlife and Fisheries Commission,
12 including but not limited to wildlife management areas and refuges, shall be
13 immediately forwarded to the state treasurer for deposit into the state treasury. After
14 complying with the provisions of Article VII, Section 9(B) of the Constitution of
15 Louisiana relative to the Bond Security and Redemption Fund, the state treasurer
16 shall remit the funds as follows:

17 (1) Thirty percent of the revenue shall be remitted to the governing authority
18 of the parish located in a specific area of interest. If the specific area of interest is
19 located in more than one parish, the monies shall be divided between the parishes in
20 proportion to the amount of property located in each parish pursuant to the
21 contractual agreement.

22 (2) The remaining revenue shall be deposited into the Wildlife and Fisheries
23 Conservation Fund.

24 * * *

25 §157. Storage of carbon dioxide; distribution of funds

26 A. For purposes of this Section, "specific area of interest" means an
27 individual tract of property that is the subject of any contractual agreement entered
28 into by the Department of Wildlife and Fisheries or the Wildlife and Fisheries

1 C. Except as provided in Subsection D of this Section, nothing ~~Nothing~~ in
2 this Section shall impact existing constitutional or statutory dedications from funds
3 collected by the office of mineral resources on behalf of a state department or an
4 agency as defined in R.S. 30:151.

5 D. Any revenues collected by the office of mineral resources pursuant to any
6 contractual agreement regarding the storage of carbon dioxide or pore space rights
7 beneath properties owned or managed by, or otherwise under the jurisdiction of, the
8 Department of Wildlife and Fisheries or the Wildlife and Fisheries Commission,
9 including but not limited to wildlife management areas and refuges, shall be
10 immediately forwarded to the state treasurer for deposit into the state treasury. After
11 complying with the provisions of Article VII, Section 9(B) of the Constitution of
12 Louisiana relative to the Bond Security and Redemption Fund, the state treasurer
13 shall remit the funds as follows:

14 (1) Thirty percent of the revenue shall be remitted to the governing authority
15 of the parish located in a specific area of interest. If the specific area of interest is
16 located in more than one parish, the monies shall be divided between the parishes in
17 proportion to the amount of property located in each parish pursuant to the
18 contractual agreement.

19 (2) The remaining revenue shall be deposited into the Wildlife and Fisheries
20 Conservation Fund.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 934 Engrossed

2024 Regular Session

LaCombe

Abstract: Dedicates 30% of revenue received by the state for carbon dioxide sequestration on property within the jurisdiction of the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission to local governing authorities where the property is located.

Present law provides for the following distribution of funds collected by the office of mineral resources from any contractual agreements for the storage of carbon dioxide on state-owned lands or water bottoms:

- (1) 30% to the Mineral and Energy Operation Fund.
- (2) 30% to parishes included in the agreement. If one or more parishes is included in the agreement, the 30% will be divided based on the amount of land in each parish included in the agreement.
- (3) The remaining funds are deposited into the state general fund.

Present law excludes from the present law distribution all existing constitutional and statutory dedications of funds collected by the office of mineral resources on behalf of a state agency.

Proposed law provides an exception to the distribution of funds under present law for funds collected by the office of mineral resources for the storage of carbon dioxide beneath lands and water bottoms under the jurisdiction of the Dept. of Wildlife and Fisheries and the Wildlife and Fisheries Commission. Under proposed law, these funds will be distributed as follows:

- (1) 30% to parishes included in the agreement. If one or more parishes is included in the agreement, the 30% will be divided based on the amount of land in each parish included in the agreement.
- (2) The remainder to the Conservation Fund.

Present law further provides that this dedication of revenue does not affect existing constitutional or statutory dedications of funds collected by the office of mineral resources on behalf of a state agencies.

Proposed law provides that the distribution of Wildlife and Fisheries' revenue under proposed law is an exception to present law.

Proposed law further provides for the following distribution of funds collected by the Dept. of Wildlife and Fisheries or the Wildlife and Fisheries Commission if they lease their own lands for the storage of carbon dioxide on lands or water bottoms under their jurisdiction:

- (1) 30% to parishes included in the agreement. If one or more parishes is included in the agreement, the 30% will be divided based on the amount of land in each parish included in the agreement.
- (2) The remainder to the Conservation Fund.

(Amends R.S. 30:149(B)(intro. par.) and (C) and 209.2(B)(intro. par.) and (C); Adds R.S. 30:149(D), 157, and 209.2(D))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill:

1. Increase the dedication to parishes from carbon capture revenue on properties under the jurisdiction of the Dept. of Wildlife and Fisheries and Wildlife and Fisheries Commission from 15% to 30%.