

RÉSUMÉ DIGEST

ACT 163 (HB 267)

2022 Regular Session

Riser

Existing law authorizes any storage operator to exercise the power of eminent domain and expropriate property for the construction, operation, or modification of a storage facility or infrastructure for transporting carbon dioxide to a storage facility.

Existing law provides that the exercise of this right of eminent domain allows for drilling through the storage facility in compliance with commissioner of conservation rules issued to protect storage facilities from pollution, invasion, and carbon dioxide escape or migration.

New law provides that in Caldwell Parish, drilling through a storage facility as provided under existing law is prohibited unless the following conditions are met, as determined by the commissioner of conservation:

- (1) A period of five years has elapsed from the actual drilling or operation of any oil or gas well within the boundaries to depths below the base of the storage facility.
- (2) All reservoirs that were drilled to and produced in any oil or gas well located within the boundaries of the storage facility are no longer capable of producing minerals in paying quantities.

New law terminates the prohibition provided in new law upon a finding by the commissioner after notice and public hearing that the storage facility operator has abandoned all reasonable efforts to have the storage facility used for storage of carbon dioxide.

Effective August 1, 2022.

(Amends R.S. 30:1108(B))