

Regular Session, 2012

HOUSE BILL NO. 654

BY REPRESENTATIVE DOVE

MINERALS/LEASES: Requires timely remediation of oilfield sites

1 AN ACT

2 To amend and reenact R.S. 30:29(A), relative to remediation of oilfield sites; to require
3 timely remediation of such sites; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 30:29(A) is hereby amended and reenacted to read as follows:

6 §29. Remediation of oilfield sites and exploration and production sites

7 A. The legislature hereby finds and declares that Article IX, Section 1 of the
8 Constitution of Louisiana mandates that the natural resources and the environment
9 of the state, including ground water, are to be protected, conserved, and replenished
10 insofar as possible and consistent with the health, safety, and welfare of the people
11 and further mandates that the legislature enact laws to implement this policy. It is
12 the duty of the legislature to set forth procedures to ensure that damage to the
13 environment is remediated in an expeditious and timely manner to a standard that
14 protects the public interest. To this end, this Section provides the procedure for
15 judicial resolution of claims for environmental damage to property arising from
16 activities subject to the jurisdiction of the Department of Natural Resources, office
17 of conservation. The provisions of this Section shall be implemented upon receipt
18 of timely notice as required by Paragraph (B)(1) of this Section. The provisions of
19 this Section shall not be construed to impede or limit provisions under private
20 contracts imposing remediation obligations in excess of the requirements of the

1 department or limit the right of a party to a private contract to enforce any contract
2 provision in a court of proper jurisdiction.

3 * * *

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)]

Dove

HB No. 654

Abstract: Requires timely remediation of oilfield sites.

Present law provides a process for remediation of oilfield sites. Proposed law requires remediation in an expeditious and timely manner.

(Amends R.S. 30:29(A))