

HOUSE BILL NO. HB0249

Carbon sequestration-pore space utilization.

Sponsored by: Representative(s) Zwonitzer and Senator(s)
Von Flatern

A BILL

for

1 AN ACT relating to property rights and liabilities;
2 amending provisions related to the rights and liabilities
3 associated with the injection of carbon dioxide for
4 geologic sequestration; amending provisions related to the
5 purpose of unitizing geologic sequestration sites; and
6 providing for an effective date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 34-1-153 by creating a new subsection
11 (c) and 35-11-314(b) (i) are amended to read:

12

13 **34-1-153. Ownership of material injected into**
14 **geologic sequestration sites; liability for holding**
15 **interests related to a sequestration site or giving consent**

1 to allow geologic sequestration activities; liability
2 generally.

3
4 (c) The rights, benefits, burdens and liabilities
5 associated with the injection of carbon dioxide, and other
6 substances injected incidental to the injection of carbon
7 dioxide, into geologic sequestration sites for the purpose
8 of geologic sequestration shall include the opportunity
9 afforded each owner of pore space to utilize that pore
10 space so far as it is reasonably practicable to do so, even
11 though his operations may cause migration of the injected
12 substances into the land of another.

13

14 **35-11-314. Unitization of geologic sequestration**
15 **sites; purposes; definitions.**

16

17 (b) Except when context otherwise requires or when
18 otherwise defined in this subsection, the terms used or
19 defined in W.S. 35-11-103, shall have the same meaning when
20 used in W.S. 35-11-314 through 35-11-317. When used in
21 W.S. 35-11-314 through 35-11-317:

22

1 (i) "Corresponding rights" means the opportunity
2 afforded each owner of pore space to utilize his just and
3 equitable share of the common reservoir so far as it is
4 reasonably practicable to do so, and the right of all pore
5 space owners in a unit area who will be affected by unit
6 operations, either now or in the future, to concurrently
7 share in the economic benefits generated by using the pore
8 space in the unit area.

9

10 **Section 2.** This act is effective immediately upon
11 completion of all acts necessary for a bill to become law
12 as provided by Article 4, Section 8 of the Wyoming
13 Constitution.

14

15

(END)