

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Energy & Environment.

SB23-016 be amended as follows:

1 Amend reengrossed bill, page 12, line 27, strike "(9)(c) and (9)(d)" and
2 substitute "(9)(c), (9)(d), and (9)(e)".

3 Page 14, strike lines 15 through 21 and substitute "SUBSECTION (9)(a) OF
4 THIS SECTION."

5 Page 15, after line 20 insert:

6 "(d) IN ISSUING AND ENFORCING PERMITS PURSUANT TO
7 SUBSECTION (9)(c) OF THIS SECTION, THE COMMISSION SHALL ENSURE,
8 AFTER A PUBLIC HEARING, THAT:

9 (I) THE PERMITTING OF A CLASS VI INJECTION WELL COMPLIES
10 WITH A LOCAL GOVERNMENT'S SITING OF THE PROPOSED CLASS VI
11 INJECTION WELL LOCATION;

12 (II) THE PROPOSED NEW OR MODIFIED CLASS VI INJECTION WELL
13 HAS RECEIVED AN APPLICABLE AIR PERMIT FROM THE DIVISION OF
14 ADMINISTRATION IN THE DEPARTMENT OF PUBLIC HEALTH AND
15 ENVIRONMENT;

16 (III) THE OPERATOR OF THE CLASS VI INJECTION WELL HAS
17 RECEIVED THE CONSENT OF ANY SURFACE OWNER OR OWNERS OF THE
18 LAND WHERE THE SURFACE DISTURBANCE WILL OCCUR AND HAS PROVIDED
19 THE COMMISSION A WRITTEN CONTRACTUAL AGREEMENT THAT THE
20 SURFACE OWNER OR OWNERS HAVE EXECUTED; AND

21 (IV) THE COMMISSION HAS DELIBERATED ON THE CUMULATIVE
22 IMPACTS OF THE PROPOSED CLASS VI INJECTION WELL. THE CUMULATIVE
23 IMPACT ANALYSIS MUST INCLUDE:

24 (A) ANY APPLICABLE AIR QUALITY MODELING REQUIRED BY
25 SECTION 25-7-111 (2);

26 (B) AN ANALYSIS OF THE NET IMPACT OF THE WELL ON
27 GREENHOUSE GAS EMISSIONS AND COPOLLUTANTS, INCLUDING
28 CONSIDERATION OF A NO-ACTION ALTERNATIVE AND OF NET CHANGES IN
29 LIFE CYCLE EMISSIONS; AND

30 (C) AN EVALUATION OF HOW NEGATIVE IMPACTS ARE AVOIDED OR,
31 IF NOT AVOIDED, HOW NEGATIVE IMPACTS ARE MINIMIZED AND MITIGATED
32 AND WHICH, IF ANY, NEGATIVE IMPACTS COULD NOT BE MITIGATED."

33 Reletter succeeding paragraph accordingly.

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