

353.415 Carbon dioxide sequestration facility permit requirements -- Application of KRS 353.411 to 353.459. (Effective July 15, 2026)

- (1) A person shall not construct or operate a carbon dioxide sequestration facility without first securing a:
 - (a) Class VI underground injection control permit from the US EPA or the cabinet; and
 - (b) Drilling permit issued by the cabinet.
- (2) The injection of carbon dioxide for purposes of enhancing the recovery of oil or natural gas pursuant to a permit approved by the cabinet under KRS 353.592 shall not be subject to the provisions of KRS 353.411 to 353.459.
- (3) If an oil, natural gas, or coalbed methane well operator proposes to convert its operations to carbon dioxide sequestration, then the underground carbon dioxide sequestration facility shall be regulated pursuant to KRS 353.411 to 353.459.

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 152, sec. 3, effective July 15, 2026.