

353.427 Injected and sequestered carbon dioxide not to be considered a pollutant -- Facility not to be considered a public nuisance -- Authority and jurisdiction of cabinet.

- (1) For the purposes of KRS 353.411 to 353.459 and in all other respects, any carbon dioxide injected and sequestered in accordance with a Class VI underground injection control permit issued by the cabinet and in compliance with KRS 353.411 to 353.459 and the cabinet's administrative regulations shall not be considered a pollutant, and the operation and existence of such a carbon dioxide sequestration facility shall not be considered a public nuisance.
- (2) The cabinet's authority under KRS 353.411 to 353.459 shall not otherwise limit the authority or jurisdiction of the cabinet in any manner under any other state or federal law.

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 152, sec. 9, effective July 15, 2026.