

353.443 Injection fees – Annual report.

- (1) Sequestration operators shall pay the cabinet a fee on each ton of carbon dioxide injected for sequestration. The fee shall be paid at the time of injection and deposited into the carbon dioxide sequestration facility trust fund established in KRS 353.441. The fee shall be calculated to ensure sufficient funds are available for the actual or anticipated cost of:
 - (a) Long-term monitoring and management of sequestration facilities; and
 - (b) The effects of any releases or environmental emergencies associated with the sequestration facilities.
- (2) On or before December 31 of the first year in which the cabinet receives its first application for a Class VI underground injection control permit and each December 31 thereafter, the cabinet shall prepare and make publicly available an annual report on the carbon dioxide sequestration facility trust fund established in KRS 353.441 that includes, at a minimum, information on receipts, disbursements, and projections for meeting the fund's objectives in KRS 353.441. The purpose of the report is to determine the sufficiency of fees authorized in KRS 353.459.

Effective: July 15, 2026

History: Created 2026 Ky. Acts ch. 152, sec. 17, effective July 15, 2026.