

STATE OF OKLAHOMA

1st Session of the 60th Legislature (2025)

SENATE BILL 1018

By: Jett

AS INTRODUCED

An Act relating to the release of CO<sub>2</sub>; defining terms; creating a CO<sub>2</sub> victim lien; specifying terms of lien; providing for perfection of lien; specifying filing requirements; providing for termination of lien; establishing provisions in the case of owner bankruptcy; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3-9-101 of Title 27A, unless there is created a duplication in numbering, reads as follows:

A. For the purposes of this section:

1. "Kill zone" means the area within a twenty-five mile radius of the site of:

a. the rupture of a carbon dioxide (CO<sub>2</sub>) pipeline, or

b. the release of CO<sub>2</sub> from a CO<sub>2</sub> pipeline, facility, or sequestration site;

1        2. "Owner" means any person that owns or operates a CO<sub>2</sub> pipeline  
2 or supplies CO<sub>2</sub> to a CO<sub>2</sub> pipeline, facility, or sequestration site;  
3 and

4        3. "Victim" means any person that files a financing statement  
5 for the purposes of perfecting a CO<sub>2</sub> victim lien.

6        B. Any person residing, traveling through, visiting, or owning  
7 or leasing property, agriculture, equipment, livestock, or pets, or  
8 who is dependent on affected water sources located within the kill  
9 zone of a CO<sub>2</sub> pipeline, facility, or sequestration site shall have  
10 claim to a CO<sub>2</sub> victim lien. Such person shall have standing for  
11 compensation for all damages incurred or projected to be incurred by  
12 the person due to the rupture of a CO<sub>2</sub> pipeline or the release of CO<sub>2</sub>  
13 from a CO<sub>2</sub> pipeline, facility, or sequestration site. The lien shall  
14 include full compensatory and punitive damages against all assets of  
15 the owner of a CO<sub>2</sub> pipeline or an owner supplying CO<sub>2</sub> to a CO<sub>2</sub>  
16 pipeline at the time of the release of CO<sub>2</sub> or the rupture of a CO<sub>2</sub>  
17 pipeline or sequestration site, regardless of intent or liability.

18        C. 1. To perfect a CO<sub>2</sub> victim lien, a person shall file a UCC-1  
19 financing statement within one (1) year from the date of the release  
20 of CO<sub>2</sub> or the rupture of a CO<sub>2</sub> pipeline or sequestration site with  
21 the county clerk's office where the kill zone is located. A  
22 perfected lien shall have priority retroactive to the date that the  
23 CO<sub>2</sub> was released or that the CO<sub>2</sub> pipeline or sequestration site  
24 ruptured or leaked and over any conflicting security interest or

1 lien, including those perfected prior to the effective date of this  
2 act.

3 2. A financing statement filed pursuant to this subsection  
4 shall indicate that the statement is being filed to perfect a CO<sub>2</sub>  
5 victim lien. The financing statement shall remain effective until a  
6 termination date is filed.

7 D. A victim shall file a termination statement within thirty  
8 (30) days from the date that the victim receives a written demand  
9 from an owner, or from the date that the owner performs all  
10 obligations of the lien, whichever is later. The victim shall also  
11 file a termination statement if the victim wishes to relinquish  
12 rights to the CO<sub>2</sub> victim lien.

13 E. If any owner at the subject of a CO<sub>2</sub> victim lien is involved  
14 in bankruptcy or receivership, the trustee, conservator, or court  
15 responsible for reorganization or liquidation of the owner's assets  
16 shall hold the assets in trust for the benefit of potential CO<sub>2</sub>  
17 victim lienholders for a period not to exceed one (1) year from the  
18 date of the owner's last day of operating the CO<sub>2</sub> pipeline or the  
19 owner's last day of creating CO<sub>2</sub> to be supplied to a CO<sub>2</sub> pipeline or  
20 facility.

21 SECTION 2. This act shall become effective November 1, 2025.  
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