

# Legal & Regulatory Affairs Committee:

*Trials and Tribulations of CCUS: Economics,  
Development, and Regulatory Scheme (Panel)*

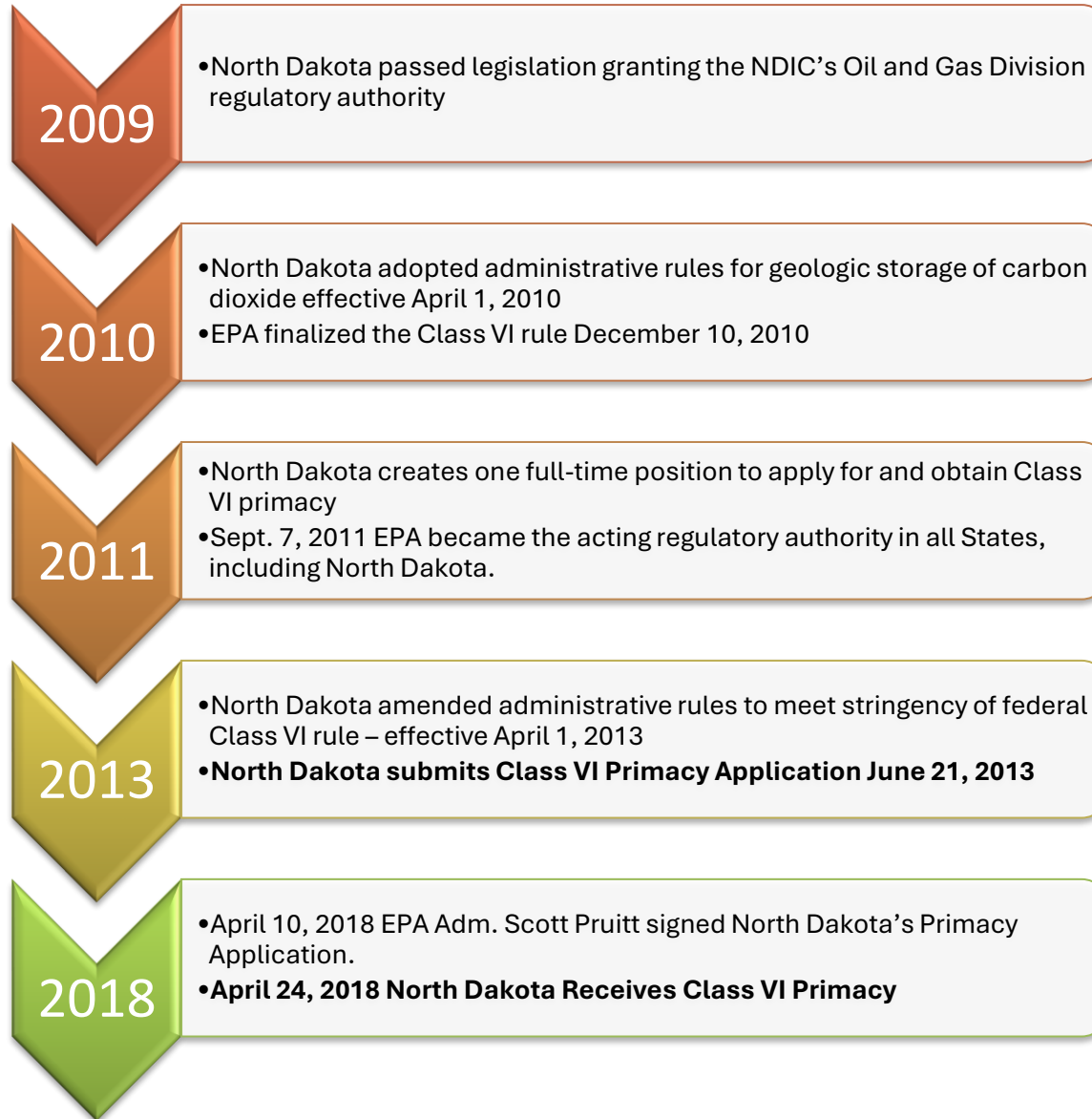
May 19, 2026

Oklahoma City, Oklahoma

*IOGCC Annual Business Meeting*



# NORTH DAKOTA ROAD TO PRIMACY AND BEYOND



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2020

- Red Trail Energy (Ethanol) Draft Application Received: December 22, 2020 (**First Application**)

2021

- Minnkota Power (Coal): Applications May 28, 2021
- Red Trail Energy (Ethanol) **Final Application Accepted**: June 4 2021
- Red Trail Energy - Approved October 19, 2021

2022

- Minnkota Power: Approved January 21, 2022
- Dakota Gasification (Coal Gas): Application March 10, 2022
- Red Trail Energy: **First Injection** June 16, 2022
- Blue Flint (Ethanol): Application September 30, 2022

2023

- Dakota Gasification: Approved January 24, 2023
- DCC West (Coal): Applications Received March 10, 2023
- Blue Flint : Approved May 25, 2023
- Blue Flint: Injection October 28, 2023
- District Court NWLA II 2023 (Challenging Amalgamation)**

2024

- Dakota Gasification: First Injection February 4, 2024
- Summit Carbon (Ethanol Pipeline): Applications February 6, 2024
- Summit Carbon: Approved December 12, 2024

2023

- District Court NWLA II 2023 (Challenging Amalgamation)**

2025

- SLT vs NIDC (January 25): Appeal Orders approving Summit
- District Court NWLA II – Dismissed (Statute of Limitations)
- ND Supreme Court NWLA II appeal – (August 25): reversed dismissal remanded constitutional challenge
- District Court NWLA II Dec 2, 2025: Memorandum of Opinion granting Summary Judgment (found to be an unconstitutional Taking)

2026

- SLT vs NIDC (March 26): Reversed NIDC Orders - Amalgamation found to be an unconstitutional Taking
- District Court NWLA II: Final Judgement still pending