
DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 783 Engrossed

2024 Regular Session

McCormick

Abstract: Provides relative to landowner compensation for eminent domain.

Present law authorizes a storage operator to expropriate property through eminent domain after receiving a permit and a certificate of necessity from the commissioner.

Proposed law provides that a landowner shall be compensated no less than the maximum amount paid to any other landowner in a project if the power of eminent domain is exercised in order to take pore space or rights or interests thereto or if the storage rights or other uses of pore space have been included in a unitization order by the commissioner of conservation.

Proposed law also provides that the compensation shall be paid on a per acre basis for all revenue streams associated with the geological storage of carbon dioxide.

Proposed law provides that nothing in proposed law shall apply in a contract between a landowner and a storage operator.

Proposed law provides that a court may request and review all information necessary to make a determination for landowner compensation if expropriation is used or requested by the commissioner of conservation if unitization is ordered.

(Adds R.S. 30:1108(E))

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Civil Law and Procedure to the original bill:

1. Provide and specify methods for calculating compensation for a landowner affected by eminent domain exercised to take pore space, rights, or interests, or if the storage rights or other uses of pore space have been included in a unitization order by the commissioner of conservation.
2. Provide that proposed law shall not apply in a contract between a landowner and a storage operator.
3. Provide that a court may request and review all information necessary to make a

determination for landowner compensation if expropriation is used or requested by the commissioner of conservation if unitization is ordered.