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HOUSE FLOOR AMENDMENTS

2023 Regular Session

Amendments proposed by Representative McCormick to Reengrossed House Bill No. 571
by Representative Schexnayder

1 AMENDMENT NO. 1

2 On page 1, line 4, after "1105(A)," and before "1109(A)" insert "1108(A)(1),"

3 AMENDMENT NO. 2

4 On page 1, line 14, after "dioxide;" and before "to provide" insert "to remove eminent
5 domain for subsurface rights;"

6 AMENDMENT NO. 3

7 On page 2, line 4, after "1105(A)," and before "1109(A)" insert "1108(A)(1),"

8 AMENDMENT NO. 4

9 On page 7, between lines 6 and 7, insert the following:

10 "§1108. Eminent domain; expropriation
11 A.(1) Any storage operator is hereby authorized, after obtaining any permit
12 and any certificate of public convenience and necessity from the commissioner
13 required by this Chapter, to exercise the power of eminent domain and expropriate
14 needed property to acquire surface ~~and subsurface~~ rights and property interests
15 necessary or useful for the purpose of constructing, operating, or modifying a storage
16 facility and the necessary infrastructure including the laying, maintaining, and
17 operating of pipelines for the transportation of carbon dioxide to a storage facility,
18 together with utility, telegraph, and telephone lines necessary and incidental to the
19 operation of these storage facilities and pipelines, over private property thus
20 expropriated; and have the further right to construct and develop storage facilities
21 and the necessary infrastructure, including the laying, maintaining, and operating of
22 pipelines along, across, over, and under any navigable stream or public highway,
23 street, bridge, or other public place; and also have the authority, under the right of
24 expropriation herein conferred, to cross railroads, street railways, and other
25 pipelines, by expropriating property necessary for the crossing under the general
26 expropriation laws of this state. The right to run along, across, over, or under any
27 public road, bridge, or highway, as before provided for, may be exercised only upon
28 condition that the traffic thereon is not interfered with, and that such road or highway
29 is promptly restored to its former condition of usefulness, at the expense of the
30 storage facility and the pipeline owner if different from the storage operator, the
31 restoration to be subject also to the supervision and approval of the proper local
32 authorities."