

2024 Regular Session

HOUSE BILL NO. 774

BY REPRESENTATIVE MCCORMICK

ENERGY/CONSERVATION: Provides relative to eminent domain and compensation for mineral owners

1 AN ACT

2 To enact R.S. 30:1108(E), relative to the compensation of mineral owners when a storage
3 owner exercises the power of eminent domain; to provide for compensation for
4 mineral owners in expropriation proceedings; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 30:1108(E) is hereby enacted to read as follows:

7 §1108. Eminent domain; expropriation

8 * * *

9 E. If the exercise of the power of eminent domain is used to expropriate
10 property, and the mineral owner or the lessee is different from the owner of the pore
11 space, the mineral owner shall be compensated for any minerals that are stranded
12 reserves, or pay the additional cost to drill the CO2 plume.

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 774 Original

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McCormick

Abstract: Provides relative to compensation for mineral owners in expropriation proceedings.

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 if the exercise of the power of eminent domain is used to expropriate property, that the mineral owner of such property must be compensated for any minerals that are stranded reserves, or pay the additional costs to drill the CO2 plumes.

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