

House File 2381

H-8129

1 Amend House File 2381 as follows:

2 1. Page 7, after line 18 by inserting:

3 <Sec. _____. Section 479B.16, subsection 1, Code 2022, is
4 amended to read as follows:

5 1. A pipeline company granted a pipeline permit shall,
6 subject to subsection 4, be vested with the right of eminent
7 domain, to the extent necessary and as prescribed and approved
8 by the board, not exceeding seventy-five feet in width for
9 right-of-way and not exceeding one acre in any one location in
10 addition to right-of-way for the location of pumps, pressure
11 apparatus, or other stations or equipment necessary to
12 the proper operation of its pipeline. The board may grant
13 additional eminent domain rights where the pipeline company
14 has presented sufficient evidence to adequately demonstrate
15 that a greater area is required for the proper construction,
16 operation, and maintenance of the pipeline or for the location
17 of pumps, pressure apparatus, or other stations or equipment
18 necessary to the proper operation of its pipeline.

19 Sec. _____. Section 479B.16, Code 2022, is amended by adding
20 the following new subsection:

21 NEW SUBSECTION. 4. The board shall not grant a carbon
22 pipeline project the right of eminent domain unless the board
23 finds the project is built pursuant to a comprehensive state
24 atmospheric carbon reduction plan adopted by the general
25 assembly that is consistent with the obligations of the
26 United States in accordance with the nationally determined
27 contribution pursuant to the United Nations Framework
28 Convention on Climate Change, Dec. 12, 2015, T.I.A.S. 23 No.
29 16-1104.>

30 2. Page 7, after line 19 by inserting:

31 <Sec. _____. RETROACTIVE APPLICABILITY. The following apply
32 retroactively to applications for carbon pipeline construction
33 submitted on or after January 1, 2022:

34 The sections of this Act amending section 479B.16.>

35 3. Title page, line 2, by striking <utilities> and inserting

1 <utilities, pipeline construction projects, and including
2 retroactive applicability provisions>
3 4. By renumbering as necessary.

ISENHART of Dubuque