

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 87th General Assembly  
3 Regular Session, 2009

# A Bill

HOUSE BILL 1178

4  
5 By: Representative Dismang  
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## For An Act To Be Entitled

8  
9 AN ACT TO CLARIFY A PIPELINE COMPANY'S RIGHT OF  
10 EMINENT DOMAIN; AND FOR OTHER PURPOSES.  
11

## Subtitle

12  
13 TO CLARIFY A PIPELINE COMPANY'S RIGHT OF  
14 EMINENT DOMAIN.  
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
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19 SECTION 1. Arkansas Code § 23-15-101 is amended to read as follows:  
20 23-15-101. Common carriers – Eminent domain.

21 (a)(1) All pipeline companies operating in this state are given the  
22 right of eminent domain and are declared to be common carriers, except  
23 pipelines operated for conveying natural gas for public utility service.

24 (2) A pipeline company does not have the authority under this  
25 section to exercise the power of eminent domain for the purpose of acquiring  
26 a right of way or easement for the construction or operation of a gathering  
27 line.

28 (b) The procedure to be followed in the exercise of the right of of  
29 eminent domain under this section shall be the same as prescribed in § 18-15-  
30 1201 et seq. relating to railroad companies, telegraph companies, and  
31 telephone companies.  
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