

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.

INTERIM STUDY PROPOSAL 2009-114

State of Arkansas
87th General Assembly
Regular Session, 2009

A Bill

HOUSE BILL 1178

By: Representative Dismang

Filed with: House Interim Committee on Agriculture, Forestry and Economic Development
pursuant to A.C.A. §10-3-217.

For An Act To Be Entitled

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

Subtitle

TO CLARIFY A PIPELINE COMPANY'S RIGHT OF
EMINENT DOMAIN.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 23-15-101 is amended to read as follows:
23-15-101. Common carriers – Eminent domain.

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

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

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

Filed Date: 04/08/2009 By: GLG\VJF



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