

Regular Session, 2010

HOUSE BILL NO. 998

BY REPRESENTATIVE ST. GERMAIN

ENERGY/PIPELINES: Provides for pipelines transporting hydrogen

1 AN ACT

2 To enact R.S. 19:2(13) and R.S. 30:4(C)(18), relative to the transportation of hydrogen; to

3 provide for the expropriation of property; to provide for authority of the

4 commissioner of conservation; to provide for the issuance of certificates of public

5 necessity; and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 19:2(13) is hereby enacted to read as follows:

8 §2. Expropriation by state or certain corporations and limited liability companies

9 Where a price cannot be agreed upon with the owner, any of the following

10 may expropriate needed property:

11 * * *

12 (13) Any domestic or foreign corporation or any partnership composed of

13 such corporations or wholly owned subsidiaries thereof engaged in the piping or

14 marketing of hydrogen. Property located in Louisiana may be so expropriated for

15 the transportation of hydrogen for projects located in Louisiana or in other states or

16 jurisdictions.

17 Section 2. R.S. 30:4(C)(18) is hereby enacted to read as follows:

18 §4. Jurisdiction, duties, and powers of the assistant secretary; rules and regulations

19 * * *

20 C. The commissioner has authority to make, after notice and hearings as

21 provided in this Chapter, any reasonable rules, regulations, and orders that are

1 necessary from time to time in the proper administration and enforcement of this
2 Chapter, including rules, regulations, or orders for the following purposes:

3 * * *

4 (18) To issue certificates of public convenience and necessity for pipelines
5 transmitting hydrogen. No person shall exercise the right of expropriation under the
6 laws of this state in connection with the construction or operation of such a hydrogen
7 pipeline unless a certificate of public convenience and necessity for the pipeline has
8 been issued. If the project is located in another state or jurisdiction, the
9 commissioner's approval shall consist of confirmation that the applicable regulatory
10 authority of that state or jurisdiction has approved or authorized such project.

11 * * *

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)]

St. Germain

HB No. 998

Abstract: Authorizes the commissioner of conservation to issue certificates of public necessity for hydrogen pipelines and thereby authorizing the expropriation of property for hydrogen pipelines.

Proposed law authorizes the expropriation of property for hydrogen pipelines upon the issuance of a certificate of public necessity by the commissioner of conservation. Such pipelines may transport hydrogen for projects located in or outside Louisiana.

(Adds R.S. 19:2(13) and R.S. 30:4(C)(18))