

HB 0437

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A bill to be entitled
 An act relating to the right of eminent domain to natural
 gas companies; amending s. 361.05, F.S.; expanding eminent
 domain provisions to include additional business entities;
 authorizing use of certain eminent domain provisions of
 law; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 361.05, Florida Statutes, is amended to
 read:

361.05 Right of eminent domain to natural gas
 companies.--Any corporation or other business entity organized
 under the laws of this state, or by virtue of the laws of any
 other state, and qualified to do business in this state, for the
 purpose of supplying any city, town, village or the inhabitants
 thereof, or any community with natural gas for domestic or
 industrial purposes, including any natural gas transmission
 pipeline company that has received certification under ss.
403.9401-403.9425 or is subject to regulation under the federal
Natural Gas Act, 15 U.S.C. s. 717, shall have the right of
 eminent domain and may use the provisions of chapters 73 and 74
 to lay its pipelines and works; to cause such examinations and
 surveys for the proposed pipelines to be made as shall be
 necessary for the selection of the most advantageous routes; to
 enter upon any land, public or private, necessary to the
 business contemplated in its charter; to construct its pipelines
 across, over, under, along, and upon any stream of water,
 watercourse, canal, lake, bay, gulf, road, street, highway,

CODING: Words **stricken** are deletions; words **underlined** are additions.

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30 railroad, and transmission line; to take from any land most
31 convenient to its pipelines and works, any timber, stone, earth,
32 water, or other material which may be necessary to the
33 construction, operation, keeping in repair, or preservation of
34 its pipelines, works, and improvements, upon making due
35 compensation according to law to private owners, with such
36 reservation, if any, of oil, gas, and mineral rights as those
37 owners may determine. If, in order to make repairs to or to
38 relocate any tracks of any railroad or for the performance of
39 any work of construction or reconstruction by any railroad upon
40 its right-of-way, it becomes necessary to relocate temporarily
41 or permanently any natural gas pipeline constructed upon any
42 railroad right-of-way, such work incident to the relocation of
43 such natural gas pipeline shall be performed, and the expense
44 borne, by the company owning or operating that pipeline.

45 Section 2. This act shall take effect upon becoming a law.