

On page 1, line 1, of the Introduced bill, delete " a process for the abandonment of" and insert " terms of easements for"

On the Introduced bill, delete everything after the enacting clause and insert:

"

Section 1. That chapter 49-41B be amended with a NEW SECTION:

For purposes of this Act, the term, pipeline, includes a completed pipeline, a pipeline under construction, or a segment of a pipeline, designed for or capable of transporting liquid hydrocarbons, liquid hydrocarbon products, or carbon dioxide, that is not excluded by subdivision 49-41B-21(2).

Section 2. That chapter 49-41B be amended with a NEW SECTION:

Any real property owner may grant a pipeline easement in the same manner and with the same effect as a conveyance of an interest in real property. The easement must be in writing, and the easement or a memorandum thereof must be filed, duly recorded, and indexed in the office of the register of deeds of the county in which the easement is granted. Any such easement runs with the land or lands benefited and burdened and terminates upon the conditions stated in the easement, except that the term of any such easement may not exceed fifty years.

Any payments associated with the granting or continuance of any such easement must be made on an annual basis to the owner of record of the real property at the time the payment is made. If the easement holder mortgages or otherwise encumbers to any party any part of the easement holder's rights and interests under the easement, the mortgage or encumbrance on the easement is the responsibility of the easement holder and attaches only to the easement holder's rights and does not otherwise attach to the land or obligate the property owner. Each pipeline easement agreement must include a statement disclosing that the easement holder may mortgage or encumber any part of the easement holder's rights and interests under the agreement unless otherwise specified in the agreement.

Section 3. That chapter 49-41B be amended with a NEW SECTION:

A pipeline easement is void if the associated pipeline has not:

- (1) Been constructed on the burdened real property within ten years after the effective date of the easement; or
- (2) Transported liquid hydrocarbons, liquid hydrocarbon products, or carbon dioxide, for a period of ten consecutive years.

The owner or holder of the real property subject to the pipeline easement may initiate an action in circuit court in the county in which the easement is located to quiet title."