

JAN 28 2002
COMMERCE AND REGULATION

HOUSE FILE 2130
BY ATTEBERRY

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to negotiated fees for easement agreements
2 between pipeline companies and landowners.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2130

1 Section 1. Section 479.44, Code 2001, is amended to read
2 as follows:

3 479.44 NEGOTIATED FEE.

4 1. An easement agreement between a pipeline company and a
5 landowner for purposes of the construction, maintenance, or
6 operation of a pipeline shall require a one-time lump sum
7 payment for the easement prior to beginning the construction,
8 maintenance, or operation.

9 2. In lieu of a one-time lump sum payment for an easement
10 or other property interest allowing a pipeline to cross the
11 property, a landowner and the pipeline company may negotiate
12 an annual fee, to be paid over a fixed number of years.
13 Unless the easement provides otherwise, the annual fee shall
14 run with the land and shall be payable to the owner of record.

15 Sec. 2. Section 479A.23, Code 2001, is amended to read as
16 follows:

17 479A.23 NEGOTIATED ANNUAL FEE.

18 1. An easement agreement between a pipeline company and a
19 landowner for purposes of the construction, maintenance, or
20 operation of a pipeline shall require a one-time lump sum
21 payment for the easement prior to beginning the construction,
22 maintenance, or operation.

23 2. In lieu of a one-time lump sum payment for an easement
24 or other property interest allowing a pipeline to cross
25 property, a landowner and the pipeline company may negotiate
26 an annual fee, to be paid over a fixed number of years.
27 Unless the easement provides otherwise, the annual fee shall
28 run with the land and shall be payable to the owner of record.

29 Sec. 3. Section 479B.28, Code 2001, is amended to read as
30 follows:

31 479B.28 NEGOTIATED FEE.

32 1. An easement agreement between a pipeline company and a
33 landowner for purposes of the construction, maintenance, or
34 operation of a pipeline shall require a one-time lump sum
35 payment for the easement prior to beginning the construction,

