

Haffner ①

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed

SS HCS HB 2005

entitled:

AN ACT

To repeal sections 523.010, 523.039, 523.040, and 523.256, RSMo, and to enact in lieu thereof five new sections relating to eminent domain for certain utilities.

With SA 2

In which the concurrence of the House is respectfully requested.

Respectfully,



Adriane D. Crouse

Secretary of the Senate

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MAY 05 2022

CHIEF CLERK

SENATE AMENDMENT NO. 2Offered by Bowden of Boone (19)Amend SS/HCS/House Bill No. 2005, Page 5, Section 523.025, Line 4,

2 by inserting after "easement" the following: "in this
3 state"; and further amend line 7 by inserting after "needed"
4 the following: "in this state"; and

5 Further amend said bill, page 6, section 523.039, line
6 37, by inserting after "393.110," the following: "for the
7 purposes of constructing electric plant subject to a
8 certificate of convenience and necessity under subsection 1
9 of section 393.170"; and further amend line 39 by inserting
10 after "court." the following: "The provisions of this
11 subsection shall not apply to applications filed pursuant to
12 section 393.170 prior to August 28, 2022."; and

13 Further amend said bill, page 8, section 523.040, line
14 64 by inserting after "property," the following: "for
15 purposes of constructing electric plant subject to a
16 certificate of convenience and necessity under subsection 1
17 of section 393.170"; and further amend line 68 by inserting
18 after "situated." the following: "The provisions of this
19 subsection shall not apply to applications filed pursuant to
20 section 393.170 prior to August 28, 2022."; and

21 Further amend said bill, page 9, section 523.256, lines
22 19-28, by striking all of said lines and inserting in lieu
23 thereof the following: "hundred forty-five kilovolts or
24 greater, but not for condemnation of such property by an
25 electrical corporation operating under a cooperative
26 business plan as described in section 393.110, for the

Offered 5/4/22
Adopted. 11

27 purposes of constructing electric plant subject to a
28 certificate of convenience and necessity under subsection 1
29 of section 393.170, the total compensation package offered
30 was no lower than the amount reflected in an appraisal
31 performed by a state-licensed or state-certified appraiser
32 for the condemning authority multiplied by one hundred fifty
33 percent. The provisions of this subdivision shall not apply
34 to applications filed pursuant to section 393.170 prior to
35 August 28, 2022;".