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I strongly encourage support for SB2322 for the revocation of common carrier status of carbon dioxide pipelines. After doing extensive research, I found that CO2 is not being transported for purposes of Commerce (Buy-and-Sell) public customers and for Public Good which is a requirement to be classified as a “Common Carrier Pipeline/Transporter.”

Pursuant to Article 1, Section-16 of the North Dakota Constitution, it is stated:

“For purposes of this section, a public use or a public purpose does not include public benefits of economic development, including an increase in tax base, tax revenues, employment, or general economic health. Private property shall not be taken for the use of, or ownership by, any private individual or entity, unless that property is necessary for conducting a common carrier or utility business. (emphasis supplied)”

The Summit Carbon Solutions, et, al 2,100+ PSIG high pressure supercritical 19+ million metric ton a year CO2, being proposed to be pipeline routed through North Dakota to a single destination, will be for permanent sequestration underground at the 100% expense of federal and state tax subsidies/credits. No buy-and-sell Commerce is taking place and CO2 in this pipeline does NOT qualify to be classified as a “Commodity”. Instead, Summit is sequestering a gas that is an essential part of the carbon cycle that is needed in greater abundance to increase food security across the planet.

And so here we have North Dakota going along with treating it like a waste product by injecting it 1-1/2 miles below ground providing absolutely no benefit to the citizens of North Dakota while putting the costs and a litany of CO2 pipeline and sequestration risks on the citizens of our State. The only benefits of the whole CCUS scheme will be to a private company/corporation and therefore, in accordance with our State's Constitution, it must be classified as a private carrier status and not as a "Common Carrier" pipeline no matter what the Legislature thought was appropriate in the past by putting CO2 in the NDCC alongside the true Commodities of crude oil, petroleum products and natural gas

For the same reasons stated above, I strongly encourage support to repeal section 38-22-10 of NDCC relating to the "exercise of public domain in geological storage of carbon dioxide" since it is not for the good of the public or is in the realm of "Public Convenience and Necessity!"