

Committee Chair & Members of the Energy & Natural Resources Committee,
My name is Rose Dotzenrod. I support SB 2212.

I am a landowner on a proposed pipeline route carrying carbon dioxide.

SB 2212 will allow landowners to negotiate over their property without the threat of eminent domain. A Yes vote will also allow landowners to develop infrastructure on their property in the most economical and sustainable manner which best meets a family's farming needs. Passing SB 2212 will allow landowners to continue to be good conservationists and stewards of the land.

The use of eminent domain for carbon dioxide pipelines harms family farms and landowners. A proposed carbon dioxide pipeline meandering diagonally across and through the center of our property hurts. We have spent hundreds of thousands of dollars in improvements. We have more plans for infrastructure improvements. The placement of a carbon pipeline transversing across the property will halt those plans. It will stifle plans and suppress future infrastructure investment on our property and other properties forever.

Eminent domain should not be used for carbon dioxide pipelines. It is perplexing, there are little or no safeguards or regulations regarding production cropland property infrastructure improvements and carbon dioxide routing. The carbon pipeline proposal will cut every single drainage tile line on our property.

Their routing choice action brings forth unwanted liability and safety concerns. The repaired tile lines will have loose dirt above and below the tile lines. Soil settles over time. There will be breaks in the tile lines. Also, as a result of the cuts and resulting breaks to the tile lines, sink holes or underground air pockets may well form under the topsoil. These air pockets will create dangerous, unseen sink holes. When farming, we will be unaware of a sink hole until it collapses, perhaps, as we are crossing the unseen air pocket as we are planting or harvesting. Additionally, the cuts and breaks in tile lines (as a result solely of the carbon pipeline) will put dirt into the tile lines, thereby plugging our tile lines downstream from the carbon pipeline's cuts (beyond the area the carbon dioxide pipeline company guarantees). The carbon pipeline company agent will decide If or When repairs are made, Not the landowner. The result will be lost yield and lost profit.

We have proposed alternate routes. We have negotiated. We have attempted to collaborate. Another suggestion because this is a project funded with federal money, routes utilizing federal and state lands have been suggested. We were told by a carbon pipeline employee— *It's too hard for them to cross federal and state lands*. We have brought forth concerns. The carbon company has not answered questions with transparency throughout conversations.

In a grassroots groundswell from landowners this past Spring, 6 County Commissions on the proposed carbon dioxide pipeline route passed resolutions Unanimously to Oppose Eminent Domain for the carbon dioxide pipeline. Our Governor has stated there was a “Zero” chance that eminent domain would be used on the proposed project in the state.

It is understood the landowner desires what is best for their property and family. For some landowners and their property, the placement of a carbon dioxide pipeline route on property may not be problematic. The landowner should decide if the pipeline is or is not beneficial for their property.

Carbon dioxide stored underground makes it eligible for federal tax credits at an increased payment compared to a lower payment for carbon dioxide used for enhanced oil recovery as I understand it. Federal tax credits are funding this proposed carbon dioxide pipeline project. The federal government will not pay farmers to sequester carbon through safe conservation practices at the same rate as a carbon pipeline company.

The integrity and value of land as a natural resource is to be protected. This is very difficult with few regulations and safeguards in place for CO2 pipelines. Unlike oil & gas pipelines, carbon dioxide pipelines do not fuel our farms or our communities. Pressurized Carbon Dioxide is a hazardous waste product according to the Occupational Safety and Health Administration. When questions have been asked regarding emergency response and how the pipeline company will assist in education and financial assistance in advance of, and if there is a carbon dioxide leak or rupture, the carbon pipeline company employees have given no transparent answer in how they will participate in education or financial assistance for education, specialized equipment, and so forth required to prepare for and respond to an emergency event.

Your support for SB2212 will allow the opportunity for a carbon dioxide pipeline without the use of eminent domain. Allow landowners and farmers to be responsible stewards of the land. Please help us. Please protect basic landowner rights.

Thank you for your time and consideration.

Your Yes vote will allow landowners to negotiate without the threat of eminent domain.

Please help us. Support the basic landowner property rights of SB 2212.

Rose Dotzenrod
Wyndmere, ND