

13 tions five hundred two (502) through five hundred five (505), in-  
 14 clusive, or any federal regulations duly promulgated thereunder; nor  
 15 shall such service mean any other training or duty required or author-  
 16 ized by federal laws and regulations.”

17 2. By striking subsection eleven (11) and inserting in lieu thereof  
 18 the following:

19 “‘Advisory council’ shall mean a board composed of the eleven  
 20 senior officers of the Iowa national guard, to include all federally  
 21 recognized general officers, except those assigned to headquarters,  
 22 Iowa national guard (army and air), and senior commanders of the  
 23 Iowa national guard, of whom eight shall be officers of the Iowa army  
 24 national guard and three shall be officers of the Iowa air national  
 25 guard who command organizations with authorized strength of not  
 26 less than two hundred personnel.”

Approved March 20, 1970.

## CHAPTER 1030

### EMINENT DOMAIN

#### S. F. 1135

AN ACT relating to the power of eminent domain.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section twenty-nine A point fifty-seven (29A.57), Code  
 2 1966, as amended by chapter one hundred (100), section two (2),  
 3 Acts of the Sixty-second General Assembly, is further amended by  
 4 striking from line nineteen (19) the words “bequests or condemna-  
 5 tion” and inserting in lieu thereof the words “or bequest”.

1 SEC. 2. Section thirty-seven point five (37.5), Code 1966, is hereby  
 2 amended as follows:

3 1. By striking from lines five (5) and six (6) the words “or con-  
 4 demn”.

5 2. By striking all of such section after the period in line seven (7).

1 SEC. 3. Section two hundred two point one (202.1), Code 1966, is  
 2 hereby amended by striking from line nine (9) the word “, condem-  
 3 nation”.

1 SEC. 4. Section three hundred ten point twenty-two (310.22),  
 2 Code 1966, is hereby amended as follows:

3 1. By striking from line three (3) the word “may” and inserting  
 4 in lieu thereof the word “shall”.

5 2. By striking all of such section after the period in line three (3).

1 SEC. 5. Chapter three hundred fifteen (315), Code 1966, is hereby  
 2 repealed.

1 SEC. 6. Section three hundred fifty-eight B point twelve (358B.12),  
 2 Code 1966, is hereby amended by striking from line three (3) the  
 3 word “condemn” and inserting in lieu thereof the word “purchase”.

1 SEC. 7. Section four hundred sixty-eight point one (468.1), Code  
2 1966, is hereby repealed.

1 SEC. 8. Chapter four hundred seventy (470), Code 1966, is hereby  
2 repealed.

1 SEC. 9. Section four hundred seventy-one point four (471.4), Code  
2 1966, as amended by chapter two hundred sixty-four (264), section  
3 one (1), and chapter two hundred sixty-five (265), section one (1),  
4 Acts of the Sixty-third General Assembly, First Session, is further  
5 amended by striking subsections two (2) and three (3).

1 SEC. 10. Chapter four hundred seventy-two (472), Code 1966, is  
2 amended by adding the following new section:

3 "Any utility or railroad subject to section four hundred seventy-  
4 four point ten (474.10), chapter four hundred ninety (490), or  
5 chapter four hundred ninety A (490A) of the Code, authorized by  
6 law to acquire property by condemnation that does acquire the prop-  
7 erty of any person who is displaced thereby after the effective date  
8 of this Act shall pay to such person in addition to all other sums of  
9 money required by law a displacement allowance in accordance with  
10 and in the same manner as provided for acquisition for highway  
11 projects in sections three (3) and four (4) and five (5) of Senate  
12 File 1055,\* Acts of the Sixty-third General Assembly, Second Session.  
13 In the application of said sections to utilities and railroads the term  
14 'commission' shall mean the Iowa state commerce commission. The  
15 displacement allowance shall be paid in the manner provided in that  
16 Act and pursuant to the rules and regulations promulgated by the  
17 commission. Any person aggrieved by a determination as to eligibility  
18 for a payment or the amount of such payment may, upon application,  
19 have the matter reviewed by the commission. The decision of the  
20 commission upon review shall be final as to all parties. Any utility  
21 or railroad subject to this Act that proposes to acquire the property  
22 of any person who will be displaced by such acquisition shall inform  
23 such person of his right to receive a displacement allowance and, if  
24 his entitlement thereto or the amount thereof is in dispute, his right  
25 of appeal to the commission."

Approved April 2, 1970.

\*Chapter 1138.

## CHAPTER 1031

### WAR ORPHANS EDUCATION

H. F. 499

AN ACT relating to the war orphans educational aid fund.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section thirty-five point nine (35.9), Code 1966, as  
2 amended by chapter one hundred two (102), section one (1), Acts of  
3 the Sixty-second General Assembly, is hereby further amended by  
4 striking from line three (3) the word "three" and inserting in lieu