

12 administration costs of collecting the monthly fee. The twenty-five dollar portion
13 of the annual fee shall be deposited in the highway beautification fund.

1 SEC. 4. Section three hundred six C point thirteen (306C.13), subsection six
2 (6), Code 1975, is amended to read as follows:

3 6. Official ~~advertising devices~~ *and directional signs and notices* and advertising
4 devices concerning the sale or lease of the property or activities conducted upon
5 the property as specified in Title 23, section 131, ~~paragraph subsection "c"~~ of the
6 United States Code, shall not be taken into consideration in determining
7 compliance with spacing requirements.

1 SEC. 5. Section three hundred six C point nineteen (306C.19), paragraphs* one
2 (1) and two (2), Code 1975, are amended to read as follows:

3 1. If the ~~landowner~~ or owner of the advertising device *or the landowner* fails to
4 act within thirty days as required in the notice, *the advertising device shall be*
5 *deemed to be forfeited* and the department may enter upon the land and remove
6 the advertising device. Such entry after notice, shall not be deemed a trespass and
7 the department may be aided by injunction to abate the nuisance and to insure
8 peaceful entry.

9 2. The cost of removal, including any fees and costs or expenses as may arise
10 out of any action brought by the department to insure peaceful entry and
11 removal, ~~shall may~~ be assessed against the owner of the advertising device. Should
12 the owner of the advertising device fail to promptly pay such fees, costs, or
13 expenses, ~~the department shall proceed to advertise and sell the advertising device~~
14 ~~for purposes of collecting the same. Any balance from the total receipts of the~~
15 ~~sale after deducting all fees, costs, and expenses, including those of the sale, shall~~
16 ~~be paid to the owner of the advertising device; however, if in the opinion of the~~
17 ~~department the proceeds of the sale will not be sufficient to justify the expense~~
18 ~~involved, the advertising device may be used, scrapped, dismantled, or otherwise~~
19 ~~destroyed or disposed of by the department as it sees fit within thirty days after~~
20 ~~assessment, the department may institute proceedings in the district court or small~~
21 ~~claims division as applicable, to collect said fees, costs, or expenses which when~~
22 ~~collected, shall be paid into the "highway beautification fund".~~

Approved June 10, 1976

*Subsections probably intended

CHAPTER 1163

BUSINESS SIGNS

H. F. 91

AN ACT relating to fees for posting business signs on specific information panels and advertising permits.

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

1 SECTION 1. Section three hundred six C point eleven (306C.11), subsection five
2 (5), unnumbered paragraph two (2), Code 1975, is amended to read as follows:

3 Commercial vendors using informational signs shall furnish and maintain
4 informational panels to the department and the commercial vendor shall pay an
5 annual fee of twenty-five dollars for each informational panel to the department
6 for posting such informational panels.

7 *Business signs supplied to the department by commercial vendors shall be on panels,*
 8 *with dimensional and material specifications established by the department. No*
 9 *business sign included under the provisions of this Act shall be posted unless it is in*
 10 *compliance with these specifications. The commercial vendor shall pay to the*
 11 *department an annual fee of fifty dollars for each business sign supplied for posting.*
 12 *Upon furnishing the informational panels business signs to the department and*
 13 *payment of the annual twenty-five dollar fee all fees, the department shall post*
 14 *the informational panels business signs on eligible specific information panels and*
 15 *the commercial vendor shall not be required to remove any advertising device,*
 16 *except any advertising device which was unlawfully erected in violation of this*
 17 *section or section 306C.13, as a condition precedent to the posting of such*
 18 *informational panels by the department. There is created in the office of the*
 19 *treasurer of state a fund to be known as the "highway beautification fund" and*
 20 *all funds received for the posting of on informational specific information panels*
 21 *shall be deposited in the "highway beautification fund". Information on motor*
 22 *fuel and associated services may include vehicle service and repair where the*
 23 *same is available.*

1 SEC. 2. Section three hundred six C point eighteen (306C.18), unnumbered
 2 paragraph five (5), Code 1975, is amended to read as follows:
 3 The fee for both types of permits shall be ~~five~~ *twenty-five* dollars for the initial
 4 fee and ~~three~~ *five* dollars for each annual renewal. The fees collected for the
 5 above permits shall be credited to a special account entitled the "highway
 6 beautification fund" and all salaries and expenses incurred in administering this
 7 chapter shall be paid from this fund or from specific appropriations for this
 8 purpose, except that surveillance of, and removal of, advertising devices
 9 performed by regular maintenance personnel are not to be charged against the
 10 account.

Approved May 7, 1976

CHAPTER 1164

RAILROAD REGULATION

H. F. 1480

AN ACT relating to rail regulation by providing for certain changes to railroad regulation laws, updating laws relating to the establishment, operation, and powers of a railroad district to aid railroads, allowing the imposition of a tax in the railroad district, revising certain portions of the railroad assistance law, and updating certain other laws relating to railroads and providing penalties.

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

1 SECTION 1. Section three hundred seven point twenty-six (307.26), subsection
 2 nine (9), Code 1975, is amended to read as follows:
 3 9. Advise and assist the director regarding agreements with the owners of
 4 ~~operating railroads~~ *railroad corporations* for the ~~upgrading of~~ *restoration,*
 5 *conservation or improvement of railroad as defined in subsection one (1) of section*
 6 *four hundred seventy-nine point two (479.2) of the Code* ~~right of way and trackage~~
 7 *on such terms, conditions, rates, rentals, or subsidy levels as may be in the best*
 8 *interest of the state. The commission may enter into contracts and agreements*
 9 *which are binding only to the extent that appropriations have been or may*
 10 *subsequently be made by the legislature to effectuate the purposes of this*