

**CHAPTER 163****DISSOLUTION OF MARRIAGE — PROPERTY DIVISION  
— INHERITED OR GIFTED PROPERTY***S.F. 340*

**AN ACT** relating to the consideration of inherited or gifted property in dissolution-of-marriage property division proceedings and including an effective date and an applicability provision.

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

Section 1. Section 598.21, subsection 5, unnumbered paragraph 1, Code 2007, is amended to read as follows:

The court shall divide all property, except inherited property or gifts received or expected by one party, equitably between the parties after considering all of the following:

Sec. 2. Section 598.21, subsection 5, paragraph i, Code 2007, is amended to read as follows:

i. Other economic circumstances of each party, including pension benefits, vested or unvested, ~~and future interests.~~ Future interests may be considered, but expectancies or interests arising from inherited or gifted property created under a will or other instrument under which the trustee, trustor, trust protector, or owner has the power to remove the party in question as a beneficiary, shall not be considered.

Sec. 3. **EFFECTIVE DATE — APPLICABILITY.** This Act, being deemed of immediate importance, takes effect upon enactment and applies to all dissolutions granted on or after the effective date of this Act.

Approved May 21, 2007

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**CHAPTER 164****RAILWAY SAFETY — CLOSE-CLEARANCE WARNING DEVICES***S.F. 472*

**AN ACT** requiring the posting of close-clearance warning devices along railroad tracks and providing a penalty.

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

Section 1. NEW SECTION. 327F.13 CLOSE-CLEARANCE WARNING DEVICES.

1. The owner of a railroad track shall place a warning device at a location where the close clearance between the track and a building, machinery, trees, brush, or other object is such that the building, machinery, trees, brush, or other object physically impedes a person who is lawfully riding the side of a train in the course of the person's duties in service to a railroad company from clearing the building, machinery, trees, brush, or other object.

2. The warning device shall be placed in a location which provides adequate notice to a person riding the side of a train so that the person may prepare for the close clearance. Any signs posted shall not be a danger to other persons working on the property.