

CHAPTER 115

PUBLIC UTILITY CROSSINGS OF RAILROAD RIGHTS-OF-WAY

H.F. 607

AN ACT expanding the definition of a public utility for purposes of provisions governing public utility crossings of railroad rights-of-way, and including effective date provisions.

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

Section 1. Section 476.27, subsection 1, Code 2015, is amended by adding the following new paragraph:

NEW PARAGRAPH. 0d. “*Electric transmission owner*” means an individual or entity who owns and maintains electric transmission facilities including transmission lines, wires, or cables that are capable of operating at an electric voltage of thirty-four and one-half kilovolts or greater that are required for rate-regulated electric utilities, municipal electric utilities, and rural electric cooperatives in this state to provide electric service to the public for compensation.

Sec. 2. Section 476.27, subsection 1, paragraph e, Code 2015, is amended to read as follows:

e. “*Public utility*” means a public utility as defined in [section 476.1](#), except that, for purposes of [this section](#), “*public utility*” also includes all mutual telephone companies, municipally owned facilities, unincorporated villages, waterworks, municipally owned waterworks, joint water utilities, rural water districts incorporated under [chapter 357A](#) or [504](#), cooperative water associations, franchise cable television operators, ~~and~~ persons furnishing electricity to five or fewer persons, and electric transmission owners primarily providing service to public utilities as defined in [section 476.1](#).

Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved June 18, 2015