

March 1, 1967  
Roads and Highways *Pass 4-6*  
*Transportation 4-20, Pass 5-4*

House File 297  
By BUSCH

Passed House, Date 4-19-67 Passed Senate, Date 6-16-67  
Vote: Ayes 113 Nays 2 Vote: Ayes 39 Nays 2  
Approved June 30, 1967

## A BILL FOR

An Act relating to the removal of fill dirt and soil from land for highway construction purposes.

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

1 Section 1. Chapter three hundred fourteen (314), Code  
2 1966, is hereby amended by adding thereto the following new  
3 section:

4 "In the award of contracts for the construction, recon-  
5 struction, improvement, repair or maintenance of any highway,  
6 the board or commission having charge of awarding such con-  
7 tracts shall require that when fill dirt, soil or other  
8 materials are to be removed from land adjoining the highway  
9 construction project for use in the project, the contractor  
10 shall first remove and preserve the top soil, and when the  
11 fill dirt, soil or other materials have been removed, the  
12 contract shall require that the adjoining land be leveled and  
13 the top soil replaced and spread over the area to a depth of  
14 not less than eight (8) inches. If the land upon which the  
15 top soil has been replaced is not needed for highway purposes,  
16 it may be deeded back to the original landowner or to an  
17 adjoining landowner."

### EXPLANATION

This bill provides that the top soil shall be preserved and replaced when soil or gravel is excavated in connection with highway work.

- 1 Amend House File 297, Section 1, as follows:  
2 1. By striking in lines eight (8) and nine (9) the  
3 words "land adjoining the highway construction project"  
4 and inserting in lieu thereof the words "borrow pits".  
5 2. By inserting in line ten (10) after the word  
6 "soil," the words "if, in the opinion of said board or  
7 commission, said top soil is arable,".  
8 3. By striking in line twelve (12) the words "adjoining  
9 land" and inserting in lieu thereof the words "borrow pit".

Filed - *Adopted 4-18*  
April 14, 1967

BUSCH of Bremer.