

February 6, 1969

HOUSE FILE 186

Place on Calendar

*Sen. Cities and Towns 2-17, Pass 2-24*

By COMMITTEE ON CITIES  
AND TOWNS

Passed House, Date *2-11-69* Passed Senate, Date *3-14-69*

Vote: Ayes *115* Nays *0* Vote: Ayes *58* Nays *0*

Approved *March 28, 1969*

## A BILL FOR

1 An act relating to the authority of towns with respect to  
2 public bridges, culverts, viaducts, underpasses, grade  
3 crossing separations and approaches thereto and autho-  
4 rizing towns to contract indebtedness and issue general  
5 obligation bonds therefor.

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

7 Section 1. Chapter three hundred eighty-one (381), Code  
8 1966, is hereby amended by adding thereto the following new  
9 sections:

10 1. "Towns may by ordinance assume the care, supervision,  
11 and control of any public bridge, culvert, viaduct, underpass,  
12 grade crossing separation and approaches thereto, not con-  
13 structed or maintained by any railroad company under the pro-  
14 visions of chapter three hundred eighty-seven (387), within  
15 their corporate limits. Any town which has so assumed the care,  
16 supervision and control of any such public bridge, culvert,  
17 viaduct, underpass, grade crossing separation and approaches  
18 thereto shall, with respect thereto, have all of the duties and  
19 powers of a city under the provisions of section three hundred  
20 eighty-one point one (381.1)."

21 2. "Towns shall have the power within their corporate limits  
22 to construct public bridges, culverts, viaducts, underpasses,  
23 grade crossing separations and approaches thereto and, with  
24 respect thereto, shall have all of the duties and powers of a  
25 city under the provisions of section three hundred eighty-one

1 point one (381.1)."

2 Sec. 2. Section three hundred eighty-one point seven  
3 (381.7), Code 1966, is hereby amended as follows:

4 1. By inserting in line one (1) after the word "Cities"  
5 the words "and towns".

6 2. By inserting in line twenty (20) after the word "city"  
7 the words "or town".

8 3. By inserting in line twenty-one (21) after the word  
9 "city" the words "or town".

10 4. By inserting in line twenty-three (23) after the word  
11 "city" the words "or town".

12 5. By inserting in line thirty-one (31) after the word  
13 "cities" the words "and towns".

14 6. By inserting in line thirty-two (32) after the word  
15 "section" the words and numbers "and section three hundred  
16 eighty-one point one (381.1)".

17 Sec. 3. Section three hundred forty-six point two (346.2),  
18 Code 1966, is hereby amended by inserting in line nine (9)  
19 after the word "city" the words "or town".

20 Sec. 4. This Act, being deemed of immediate importance,  
21 shall take effect and be in force from and after its passage  
22 and publication in The Telegraph-Herald, a newspaper published  
23 in Dubuque, Iowa, and in the Carroll Daily Times-Herald, a  
24 newspaper published in Carroll, Iowa.

#### EXPLANATION OF HOUSE FILE 186

Under existing statutes, towns have no power to construct bridges, nor do they have authority to incur indebtedness and issue bonds for bridge purposes. This bill will allow towns, at their option, to exercise the same powers with respect to bridges that cities now have.

1 Amend House File 186 by striking all of section three (3)  
2 and inserting in lieu thereof the following:

3 Sec. 3. Section three hundred forty-six point two (346.2),  
4 Code 1966, is hereby amended by inserting in line ten (10) after  
5 the word "tax" the following: ", nor on property within any  
6 town which has by ordinance assumed the care, supervision, and  
7 control of any public bridge or which has constructed a public  
8 bridge within its corporate limits".

Filed - *Adopted 2-11*  
February 10, 1969

HUFF of Polk  
GOODE of Davis  
SHEPHERD of Lee