

House File 776  
Judiciary  
DeKoster, Chairman  
Hill of Polk  
Coleman  
375  
alms

HOUSE FILE 776

By COMMITTEE ON JUDICIARY AND  
LAW ENFORCEMENT

Passed House, Date 5-15-75 (1978) Passed Senate, Date 6-13-75 (2096)  
Vote: Ayes 83 Nays 1 Vote: Ayes 83 Nays 1  
Approved 7-14-75

## A BILL FOR

1 An Act relating to the authority of the commissioner of social  
2 services to grant easement rights to municipal corporations  
3 and public utilities to land under the jurisdiction of the  
4 department of social services.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

1 Section 1. Chapter two hundred seventeen (217), Code 1975,  
2 is amended by adding the following new section:

3 NEW SECTION. COMMISSIONER'S AUTHORITY TO GRANT EASEMENTS.  
4 The commissioner may, with the approval of the executive  
5 council, grant easement rights to municipal corporations or  
6 public utilities for the purpose of installing, repairing,  
7 maintaining or improving sanitary sewer service, water sys-  
8 tems, drainage service, telephone lines, gas lines, or elec-  
9 trical lines to land under the jurisdiction of the department  
10 of social services.

11 Sec. 2. This Act, being deemed of immediate importance,  
12 shall take effect and be in force from and after its publica-  
13 tion in The Anamosa Journal, a newspaper published in Anamosa,  
14 Iowa, and in The Maquoketa Community Press, a newspaper pub-  
15 lished in Maquoketa, Iowa.

16 EXPLANATION

17 This bill authorizes the commissioner of the department  
18 of social services to grant easements to municipal corpora-  
19 tions and public utilities to land under the jurisdiction  
20 of the department.

21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

1 Amend House File 776 as follows:  
 2 1. Page 1, by striking all of lines 1 through  
 3 10 and inserting in lieu thereof the following:  
 4 "Section 1. The commissioner of social services  
 5 may, subject to the approval of the executive council,  
 6 grant sewage easement rights to the municipal corp-  
 7 oration of the city of Anamosa, Iowa, for the install-  
 8 ation of a lift station and sanitary sewer line in and  
 9 over a portion of the Iowa State Men's Reformatory  
 10 grounds at Anamosa, Iowa, for the purpose of install-  
 11 ing, repairing, maintaining, and improving sanitary  
 12 sewer service to portions of said city and the Iowa  
 13 State Men's Reformatory."  
 14 2. Amend the title by striking all after the word  
 15 "Act" in line 1, all of lines 2, 3 and 4, and inserting  
 16 in lieu thereof the following: "permitting the commiss-  
 17 ioner of social services to grant an easement for  
 18 sewage lines across certain land belonging to the state."  
 19 3. Page 1, by striking all of lines 18, 19 and 20  
 20 and inserting in lieu thereof the following: "of  
 21 social services to grant a sewer easement to the municipi-  
 22 pal corporation of the city of Anamosa, Iowa, with the  
 23 approval of the executive council."

H-3773 FILED. *Adopted 5/15 (1977)*  
 MAY 6, 1975

BY NEWHARD of Jones

S-4162

1 Amend House File 776, as amended and passed by  
 2 the House, as follows:  
 3 1. Page 1, by striking lines 1 through 10 and  
 4 inserting in lieu thereof the following:  
 5 "Section 1. Chapter two hundred seventeen (217),  
 6 Code 1975, is amended by adding the following new  
 7 section:  
 8 NEW SECTION. COMMISSIONER'S AUTHORITY TO GRANT  
 9 EASEMENTS. The commissioner may, with the approval  
 10 of the executive council, grant easement rights to  
 11 municipal corporations or public utilities for the  
 12 purpose of installing, repairing, maintaining or  
 13 improving sanitary sewer service, water systems,  
 14 drainage service, telephone lines, gas lines, or  
 15 electrical lines to land under the jurisdiction of  
 16 the department of social services. If the commissioner  
 17 refuses to grant such easements the municipal or  
 18 public utilities may condemn such easement rights  
 19 pursuant to chapter four hundred seventy-two (472)  
 20 of the Code."  
 21 2. Title page, by striking lines 1 through 3 and  
 22 inserting in lieu thereof "An Act relating to the  
 23 authority of the commissioner of social services to  
 24 grant easement rights to municipal corporations and  
 25 public utilities to land under the jurisdiction of  
 26 the department of social services."

S-4162 FILED. *Withdrawn 6/12 (2058)*  
 JUNE 12, 1975

BY RAY TAYLOR

AN ACT

PERMITTING THE COMMISSIONER OF SOCIAL SERVICES TO GRANT AN EASEMENT FOR SEWAGE LINES ACROSS CERTAIN LAND BELONGING TO THE STATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. The commissioner of social services may, subject to the approval of the executive council, grant sewage easement rights to the municipal corporation of the city of Anamosa, Iowa, for the installation of a lift station and sanitary sewer line in and over a portion of the Iowa State Men's Reformatory grounds at Anamosa, Iowa, for the purpose of installing, repairing, maintaining, and improving sanitary sewer service to portions of said city and the Iowa State Men's Reformatory.

Sec. 2. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Anamosa Journal, a newspaper published in Anamosa, Iowa, and in The Maquoketa Community Press, a newspaper published in Maquoketa, Iowa.

---

DALE M. COCHRAN  
Speaker of the House

---

ARTHUR A. NEU  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 776, Sixty-sixth General Assembly.

---

DAVID L. WRAY  
Chief Clerk of the House

Approved 7/14, 1975

---

ROBERT D. RAY  
Governor