

Natural Resources  
Calhoun, Chairperson  
Burroughs  
Culver

1977

HOUSE FILE 127

By COMMITTEE ON NATURAL RESOURCES  
(Formerly Study Bill 64)

Place in                     

Passed House, Date 2-22-77 (449) Passed Senate, Date 4-12-78 (p 802)

Vote: Ayes 89 Nays 3 Vote: Ayes 48 Nays 0

Approved March 9 1978

*Repealed House File 127 as amended  
4-24-78 (p 1745)  
81-0*

# A BILL FOR

- 1 An Act to include abandoned or inactive surface mines in the
- 2 limitation of liability for allowing public use of
- 3 private land.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

H-3040

- 1 Amend House File 127 as follows:
- 2 1. Page 1, line 3, by inserting after the
- 3 comma the words "railroad right of way,"

H-3040 FILED *Bill's name* BY KRAUSE of Palo Alto  
FEBRUARY 9, 1977 *amended*  
*withdrawn 2/22 (449)*

H-3059

- 1 Amend the amendment H-3040 to House File 127
- 2 as follows:
- 3 1. Page 1, line 3, by inserting after the word
- 4 "words" the word "operating".

H-3059 FILED, ADOPTED BY KRAUSE of Kossuth  
FEBRUARY 22, 1977 (p. 449)

## HOUSE FILE 127

S-5359

- 1
- 2 Amend House File 127 as follows:
- 3 1. Page 1, line 8, by striking the figure "1978"
- 4 and inserting in lieu thereof the figure "1979".

S-5359 FILED *Adopted 4/13 (p 862)* BY JAMES CALHOON  
MARCH 14, 19

1 Section 1. Section one hundred eleven C point two (111C.2),  
2 subsection one (1), Code 1977, is amended to read as follows:

3 1. "Land" means abandoned or inactive surface mines,  
4 caves, and land used for agricultural purposes, including  
5 marshlands, timber, grasslands and the privately owned roads,  
6 water, water courses, ~~eaves~~, private ways and buildings,  
7 structures and machinery or equipment appurtenant thereto.

8 Sec. 2. This Act is effective January 1, 1978.

9 EXPLANATION

10 The bill extends the limitation on the liability of a land-  
11 owner who allows public use of private land for recreational  
12 purposes without charge to inactive or abandoned surface  
13 mines.

SENATE AMENDMENT TO  
HOUSE FILE 127

H-6063

1 Amend House File 127 as follows:

2 1. Page 1, line 3, by striking the figure "1978"  
3 and inserting in lieu thereof the figure "1979".

H-6063 FILED  
RECEIVED FROM SENATE  
APRIL 17, 1978

*House amendments 4/24/78*

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AN ACT

TO INCLUDE ABANDONED OR INACTIVE SURFACE MINES IN THE  
LIMITATION OF LIABILITY FOR ALLOWING PUBLIC USE OF  
PRIVATE LAND.

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

Section 1. Section one hundred eleven C point two (111C.2),  
subsection one (1), Code 1977, is amended to read as follows:

1. "Land" means abandoned or inactive surface mines,  
caves, and land used for agricultural purposes, including  
marshlands, timber, grasslands and the privately owned roads,  
water, water courses, ~~eaves~~, private ways and buildings,  
structures and machinery or equipment appurtenant thereto.

Sec. 2. This Act is effective January 1, 1979.

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DALE M. COCHRAN  
Speaker of the House

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ARTHUR A. NEU  
President of the Senate

I hereby certify that this bill originated in the House and  
is known as House File 127, Sixty-seventh General Assembly.

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DAVID L. WRAY  
Chief Clerk of the House

Approved May 9, 1978

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ROBERT D. RAY  
Governor