

R353) 1-30-95 Local Gov.  
2-14-95 Amend / Do Pass with S-3059  
**FILED** JAN 30 1995  
4-10-95 Referred back Local Gov't.

SENATE FILE **77**  
BY FINK

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the disposition of property located on real  
2 property condemned under eminent domain.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
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S-3059 SENATE FILE 77

- 1 Amend Senate File 77 as follows:
  - 2 1. Page 1, line 3, by striking the words
  - 3 "property located" and inserting the following:
  - 4 "vegetation located".
  - 5 2. Page 1, line 5, by striking the word
  - 6 "property" and inserting the following: "vegetation".
  - 7 3. Page 1, line 7, by striking the word
  - 8 "property" and inserting the following: "vegetation".
  - 9 4. Page 1, by striking line 9 and inserting the
  - 10 following: "vegetation for sale if the fair market
  - 11 value of the vegetation to".
  - 12 5. Page 1, by striking lines 11 through 13.
  - 13 6. Title page, line 1, by striking the word
  - 14 "property" and inserting the following: "vegetation".
- By COMMITTEE ON LOCAL GOVERNMENT  
ALBERT SORENSEN, Chairperson

S-3059 FILED FEBRUARY 14, 1995

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1 Section 1. NEW SECTION. 6B.56 DISPOSITION OF PROPERTY ON  
2 CONDEMNED PROPERTY.

3 1. If property located on real property condemned pursuant  
4 to this chapter will not be retained or used by the condemnor,  
5 the condemnor shall first offer the property for sale to the  
6 general public prior to the removal or destruction of the  
7 property by the condemnor.

8 2. The condemnor shall not be required to offer the  
9 property for sale if the fair market value of the property to  
10 be removed or destroyed does not exceed twenty-five dollars.

11 3. For purposes of this section, "property" includes, but  
12 is not limited to, buildings, vegetation, dirt, structures,  
13 and other improvements located on real property.

14 EXPLANATION

15 This bill provides that any property located on condemned  
16 property shall be offered for sale to the public by the  
17 condemnor if the condemnor does not intend to retain or use  
18 the property but rather intends to either destroy or remove  
19 the property. The condemnor need not offer the property for  
20 sale if the fair market value of the property does not exceed  
21 \$25. The bill defines property to include buildings,  
22 vegetation, dirt, and any other improvements located on the  
23 real property.

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