

4/18/00 Do Pass
RULES & ADMINISTRATION
4-26-00 Adopted
FILED APR 15 00

119

1 SENATE CONCURRENT RESOLUTION NO.
2 BY IVERSON and GRONSTAL
3 A Senate Concurrent Resolution relating to a study of
4 the issues involving railroad rights-of-way crossings
5 by utilities.

6 WHEREAS, legislation has been introduced and
7 considered in both houses during the 2000 Session of
8 the General Assembly, which legislation addresses
9 procedures utilized by electric, natural gas,
10 telephone, and rural water system interests, and their
11 statewide associations, in extending utility services
12 across railroad rights-of-way; and

13 WHEREAS, various issues giving rise to the proposed
14 legislation have not been resolved and many questions
15 remain; and

16 WHEREAS, it is necessary that public utilities and
17 railroads have the ability to resolve problems which
18 arise when public utilities seek rights-of-way across
19 railroad property; and

20 WHEREAS, public convenience and necessity, as well
21 as safety standards for public utilities and
22 railroads, must be a consideration of any legislation
23 or other resolution of issues, and the public
24 utilities and the railroad industry should resolve
25 differences of opinion in the interests of the
26 citizens of Iowa; NOW THEREFORE,

27 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
28 REPRESENTATIVES CONCURRING, That representatives of
29 Iowa electric, natural gas, telephone, rural water
30 system, and railroad interests, and their statewide

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1 associations, meet following the 2000 Session of the
2 General Assembly for the purpose of studying issues
3 related to railroad rights-of-way crossings by
4 utilities, consider the legislative solutions offered
5 during the 2000 Session of the General Assembly, as
6 well as additional proposals, make efforts to resolve
7 legal and practical problems and differences of
8 opinion, if necessary prepare legislation proposing
9 solutions to the problems which exist, and prepare a
10 detailed report regarding the efforts to resolve the
11 problems and develop necessary legislation; and

12 BE IT FURTHER RESOLVED, That the Iowa Utility Board
13 facilitate the meetings of the parties involved by
14 providing an administrative structure for such
15 meetings pursuant to suggested procedures provided by
16 the Iowa Utility Board and agreed to by the parties;
17 and

18 BE IT FURTHER RESOLVED, That a report regarding the
19 efforts to resolve the problems, accompanied by
20 suggested legislation, be forwarded to the Senate
21 Majority and Minority Leaders and the Speaker of the
22 House and the House Minority Leader not later than
23 November 1, 2000.

24 _____
25 SENATE CONCURRENT RESOLUTION 119

26 S-5613

27 1 Amend Senate Concurrent Resolution 119 as follows:
28 2 1. Page 2, line 12, by striking the word "Board"
29 3 and inserting the following: "Board, in cooperation
30 4 with the state department of transportation, office of
5 rail,".

By STEWART IVERSON, Jr.

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adopted 4/26/00 (p. 1415)

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