

# House File 78 - Introduced

HOUSE FILE \_\_\_\_\_  
BY LUKAN

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

## A BILL FOR

1 An Act relating to the removal of electric transmission or gas  
2 pipeline equipment and facilities under specified  
3 circumstances.  
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
5 TLSB 1769YH 83  
6 rn/nh/8

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1 1 Section 1. Section 478.19, unnumbered paragraph 1, Code  
1 2 2009, is amended to read as follows:  
1 3 Such lines shall be built of strong and proper wires  
1 4 attached to strong and sufficient supports properly insulated  
1 5 at all points of attachment; all wires, poles, and other  
1 6 devices which by ordinary wear or other causes are no longer  
1 7 safe shall be removed and replaced by new wires, poles, or  
1 8 other devices, as the case may be; ~~and all abandoned wires,  
1 9 poles, or other devices, or nonoperating or disconnected  
1 10 wires, poles, or other devices not subject to replacement or  
1 11 reconnection,~~ shall be at once removed. Where wires carrying  
1 12 current are carried across, either above or below wires used  
1 13 for other service, the said transmission line shall be  
1 14 constructed in such manner as to eliminate, so far as  
1 15 practicable, damages to persons or property by reason of said  
1 16 crossing. There shall also be installed sufficient devices to  
1 17 automatically shut off electric current through said  
1 18 transmission line whenever connection is made whereby current  
1 19 is transmitted from the wires of said transmission line to the  
1 20 ground, and there shall also be provided a safe and modern  
1 21 improved device for the protection of said line against  
1 22 lightning. The utilities board shall have power to make and  
1 23 enforce such further and additional rules relating to  
1 24 location, construction, operation and maintenance of said  
1 25 transmission line as may be reasonable. The board shall by  
1 26 rule establish requirements regarding the length of time  
1 27 following abandonment, or nonoperation or disconnection of  
1 28 service with no intention of replacement or reconnection,  
1 29 after which wires, poles, or devices shall be removed.

1 30 Sec. 2. Section 479.48, subsection 4, Code 2009, is  
1 31 amended to read as follows:

1 32 4. Upon reversion of the easement, the landowner may  
1 33 require the pipeline company to remove any pipe or pipeline  
1 34 facility remaining on the property. Provisions of this  
1 35 chapter relating to damages shall apply when the pipeline is  
2 1 removed. The board shall by rule establish requirements  
2 2 regarding the length of time following a request for removal  
2 3 by the landowner after which the pipe or pipeline facility  
2 4 shall be removed.

### EXPLANATION

2 5 This bill modifies provisions requiring electric utilities  
2 6 to remove abandoned electric transmission wires, poles, or  
2 7 other devices, and requiring the owner of a right-of-way  
2 8 easement regarding operation of a gas pipeline which has  
2 9 reverted to remove the pipe or pipeline facility upon request  
2 10 by a landowner. The bill provides that the Iowa utilities  
2 11 board shall by rule establish requirements regarding the  
2 12 length of time following abandonment of electric transmission  
2 13 wires, poles, or other devices after which removal must take  
2 14 place, and adds nonoperation and disconnection to the removal  
2 15 provision requirements. Similarly, the bill provides that the  
2 16 board shall establish requirements regarding the length of  
2 17 time following a request for removal upon reversion of an  
2 18 easement for gas pipeline operation after which removal must  
2 19

2 20 take place.  
2 21 LSB 1769YH 83  
2 22 rn/nh/8