

Senate File 2353 - Introduced

SENATE FILE 2353
BY COMMITTEE ON NATURAL
RESOURCES AND ENVIRONMENT

(SUCCESSOR TO SF 2234)

A BILL FOR

1 An Act relating to improvements to land in drainage and
2 levee districts, by providing for the construction or
3 reconstruction of drainage tile lines by railroad companies.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 468.109, Code 2020, is amended to read
2 as follows:

3 **468.109 Construction across railroad.**

4 Whenever the board of supervisors shall have established
5 any levee, or drainage district, or change of any natural
6 watercourse and the levee, ditch, drain, or watercourse as
7 surveyed and located crosses the right-of-way of any railroad
8 company, the county auditor shall immediately cause to be
9 served upon ~~such~~ the railroad company, in the manner provided
10 for the service of original notices, a notice in writing
11 stating the nature of the improvement to be constructed, the
12 place where it will cross the right-of-way of ~~such~~ the company,
13 and the full requirements for its complete construction across
14 ~~such~~ the right-of-way as shown by the plans, specifications,
15 plat, and profile of the engineer appointed by the board, and
16 directing ~~such~~ the company to construct ~~such~~ the improvement
17 according to said plans and specifications at the place
18 designated, across its right-of-way, and to build and construct
19 or rebuild and reconstruct the necessary drainage tile line,
20 culvert, or bridge where any ditch, drain, or watercourse
21 crosses its right-of-way, so as not to obstruct, impede, or
22 interfere with the free flow of the water therein, within
23 thirty days from the time of the service of ~~such~~ the notice
24 upon it.

25 Sec. 2. Section 468.110, Code 2020, is amended to read as
26 follows:

27 **468.110 Duty to construct.**

28 Upon receiving the notice provided in [section 468.109](#), ~~such~~
29 the railroad company shall construct the improvement across
30 its right-of-way according to the plans and specifications
31 prepared by the engineer for ~~said district~~ the board, and build
32 or rebuild the necessary drainage tile line, culvert, or bridge
33 and complete the same within the time specified.

34 Sec. 3. Section 468.111, Code 2020, is amended to read as
35 follows:

