

## CHAPTER 204

## CONTROLLED-ACCESS HIGHWAYS

S. F. 272

AN ACT to amend section three hundred six A point six (306A.6), Code 1958, regarding the establishment of controlled-access facilities.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Section three hundred six A point six (306A.6), Code  
2 1958, is hereby amended by inserting after the word "facility" in line  
3 fourteen (14) the following: ", the provisions of sections three hun-  
4 dred six point five (306.5) through three hundred six point eleven  
5 (306.11), Code 1958, shall apply and govern the procedure for the  
6 closing of such road or street and the method of ascertaining dam-  
7 ages sustained by any person as a consequence of such closing, pro-  
8 vided, however, that the highway authority desiring the closing of  
9 such road or street shall conduct the hearing and carry out the pro-  
10 cedure therefor and pay any damages, including any allowed on appeal,  
11 as a consequence thereof, any law to the contrary notwithstanding,".

Approved April 22, 1959.

## CHAPTER 205

## RELOCATION OF UTILITY FACILITIES

H. F. 446

AN ACT to provide for reimbursement to utilities for nonbetterment costs associated with relocation of facilities occasioned by the federal system of interstate highway and freeway projects.

*Be It Enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. Whenever the Iowa state highway commission shall  
2 determine that relocation or removal of any utility facility now lo-  
3 cated in, over, along, or under any highway or street, is necessitated  
4 by the construction of a project on routes of the national system of  
5 interstate and defense highways including extensions within cities  
6 and towns, the utility owning or operating such facility shall relocate  
7 or remove the same in accordance with statutory notice. The costs of  
8 relocation or removal, including the costs of installation in a new loca-  
9 tion, shall be ascertained by the Iowa state highway commission or as  
10 determined in condemnation proceedings for such purposes and paid  
11 by the state out of the primary road fund as part of the cost of such  
12 federally-aided project.

1 SEC. 2. Cost of relocation or removal shall include the entire  
2 amount paid by such utility properly attributable to such relocation or  
3 removal except the cost of land or any rights or interest in land, after  
4 deducting therefrom any increase in the value of the new facility and  
5 and any salvage value derived from the old facility.

1 SEC. 3. No reimbursement shall be made for any relocation or  
2 removal of facilities under this Act unless funds to be provided by