

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

3 federal aid amount to at least ninety (90) percent of each reimburse-
4 ment payment.

1 SEC. 4. The term "utility" shall include all privately, publicly,
2 municipally or cooperatively owned systems for supplying water,
3 sewer, electric lights, street lights and traffic lights, gas, power, tele-
4 graph, telephone, transit, pipe line, heating plants, railroads and
5 bridges, or the like service to the public or any part thereof if such
6 system be authorized by law to use the streets or highways for the
7 location of its facilities.

This bill (House File 446), having remained with the Governor three days (Sunday excepted), the General Assembly being in session, has become a law this 4th day of May, 1959.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 206

HIGHWAY COMMISSION

S. F. 375

AN ACT to amend section three hundred seven point five (307.5), Code 1958, relating to the duties of the state highway commission.

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

1 SECTION 1. Section three hundred seven point five (307.5), Code
2 1958, is hereby amended by inserting the following after the period
3 (.) in line seven (7) of subsection three (3): "When in the interest
4 of the state, the commission may allow not to exceed forty-five (45)
5 days subsistence expense for continuous stay in one (1) location while
6 on duty away from established headquarters and/or place of domicile;
7 allow seven (7) cents a mile for moving an employee and his family
8 from place of present domicile to new domicile, and actual transpor-
9 tation expense for moving not to exceed seven thousand (7,000)
10 pounds of household goods. Such household goods shall not include
11 pets or animals."

1 SEC. 2. Section three hundred seven point five (307.5), Code 1958,
2 is hereby further amended by adding the following as a new subsec-
3 tion: "The commission shall adopt such rules and regulations in
4 accordance with the provisions of chapter seventeen A (17A), Code
5 1958, as it may deem necessary to transact its business and for the
6 administration and exercise of its powers and duties."

Approved May 15, 1959.

CHAPTER 207

PARK AND INSTITUTIONAL ROADS

H. F. 656

AN ACT to provide for the construction, reconstruction, improvement and maintenance of state-owned streets, roads and bridges in and adjacent to state parks and state institutions.

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

1 SECTION 1. Section three hundred seven point five (307.5), Code
2 1958, is hereby amended by adding thereto the following subsection: