

1 SEC. 4. This Act, being deemed of immediate importance, shall
 2 take effect and be in force from and after its publication in the Hamp-
 3 ton Chronicle, a newspaper published in Hampton, Iowa, and in the
 4 Chariton Herald-Patriot, a newspaper published in Chariton, Iowa.

Approved March 15, 1972.

I hereby certify that the foregoing Act, House File 367, was published in the Hamp-
 ton Chronicle, Hampton, Iowa, March 23, 1972, and in the Chariton Herald-Patriot,
 Chariton, Iowa, March 23, 1972.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 1099

PIPE-LINE INSPECTION

H. F. 30

AN ACT relating to the inspection of pipeline construction over private property.

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

1 SECTION 1. Section four hundred ninety point four (490.4), Code
 2 1971, is amended by adding the following new paragraphs:

3 "A board of supervisors may, by majority vote, submit a request in
 4 writing to the commission requesting that the services of a qualified
 5 inspector be provided to adequately inspect pipeline construction with-
 6 in that county. Upon receipt of the request, the commission shall
 7 make such inspector available. All costs of inspection shall be paid
 8 pursuant to section four hundred ninety point fourteen (490.14) of
 9 the Code.

10 As a part of the inspection process, the inspector shall, if provided
 11 by the easement contract, ascertain that the trench excavation has
 12 been filled in such a manner as to provide that the top soil has been
 13 replaced on top and all rocks and debris have been removed from the
 14 top soil.

15 Adequate inspection of underground improvements altered during
 16 construction of pipeline shall be conducted at the time of the replace-
 17 ment or repair of such underground improvements.

18 All faulty construction, as determined by the inspector, shall be re-
 19 paired immediately by the contractor operating for the pipeline com-
 20 pany and the cost of such repairs shall be paid by said contractor.
 21 If such repairs are not made by contractor, the commission shall pro-
 22 ceed to collect under the provisions of section four hundred ninety
 23 point twenty-seven (490.27) of the Code."

1 SEC. 2. Section four hundred ninety point twenty-seven (490.27),
 2 Code 1971, is amended as follows:

3 **490.27 Financial condition of permittee—bond.** Before any permit
 4 is granted under the provisions of this chapter the applicant must
 5 satisfy the state commerce commission that the applicant has prop-
 6 erty within this state other than pipelines, subject to execution of a
 7 value in excess of fifty thousand dollars, or said applicant must file

8 and maintain with said commission a surety bond in the penal sum of
 9 fifty thousand dollars with surety approved by the commission, con-
 10 ditioned that said applicant will pay any and all damages legally
 11 recovered against it growing out of the *construction or* operation of
 12 its said pipeline and gas storage facilities in the state of Iowa. When
 13 such pipeline company deposits with said state commerce commission
 14 security satisfactory to said commission as a guaranty for the pay-
 15 ment of said damages, or furnishes to said commission satisfactory
 16 proofs of its solvency and financial ability to pay said damages, the
 17 said pipeline company shall be relieved of the said provisions requir-
 18 ing bond.

Approved March 15, 1972.

CHAPTER 1100

RURAL WATER DISTRICTS EXEMPT FROM REGULATION

H. F. 1084

AN ACT to provide that rural water districts shall not be subject to regulation by the Iowa state commerce commission.

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

1 SECTION 1. Section four hundred ninety A point one (490A.1),
 2 unnumbered paragraph three (3), Code 1971, is amended to read as
 3 follows:

4 Mutual telephone companies in which at least fifty percent of the
 5 users are owners, telephone companies having less than two thousand
 6 stations, municipally-owned utilities, unincorporated villages which
 7 own their own distribution system, and co-operative corporations or
 8 associations shall not be subject to the rate regulation provided for
 9 in this chapter; provided, however, that nothing contained in this
 10 chapter shall be construed to apply to municipally-owned water works
 11 *or rural water districts incorporated and organized pursuant to chap-*
 12 *ters 357A and 504A.* Telephone companies otherwise exempt from
 13 rate regulation and having telephone exchange facilities which cross
 14 state lines may elect, in writing, filed with the commission, to have
 15 their rates regulated by the commission. When such election, in writ-
 16 ing, has been filed with the commission, the commission shall assume
 17 rate regulation jurisdiction over said companies.

Approved March 2, 1972.