

1 provisions of this ~~paragraph~~ subsection, any such outdoor
2 advertising sign, display or device which was erected after July 1,
3 1975, and located in a control area beyond six hundred sixty (660)
4 feet from the nearest edge of the right-of-way, and which becomes
5 nonconforming as a result of this act, is subject to removal upon
6 the effective date hereof. Provided, further, signs legally erected
7 prior to July 1, 1975, in a control area beyond six hundred sixty
8 (660) feet of the nearest edge of the right-of-way of a controlled
9 highway, which do not conform to the provisions of this act, shall
10 not be required to be removed before July 1, 1980.

11 ~~(b)~~ B. The requirements herein contained pertaining to the
12 size, lighting or spacing of signs permitted in business areas shall
13 apply only to those signs erected subsequent to the effective date
14 of this act, except for those signs erected within six (6) months
15 after the effective date of this act under a lease dated prior to
16 said effective date and filed with the Department within thirty (30)
17 days following the effective date of this act.

18 ~~(c)~~ C. Directional signs, displays or devices lawfully erected
19 prior to May 5, 1976, may be exempted from removal where the
20 following conditions exist:

21 ~~(1)~~ 1. Said signs, displays or devices provide directional
22 information to goods and services in the interest of the traveling
23 public;

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1 ~~(2)~~ 2. Said signs, displays or devices are located within a
2 defined area with definite geographic boundaries and which functions
3 as an economic unit;

4 ~~(3)~~ 3. The Department determines on the basis of an economic
5 impact study that the removal of such signs, displays or devices
6 would work a substantial economic hardship in such defined area;

7 ~~(4)~~ 4. The Department shall establish rules and regulations for
8 the placement of new information signs for economic hardship areas;

9 ~~(5)~~ 5. The Department reviews its economic impact study
10 periodically and finds that continued exemption remains warranted;

11 ~~(6)~~ 6. The United States Secretary of Transportation concurs in
12 the Department's determination that exemption of said signs,
13 displays or devices is warranted.

14 Providing further, that removal of nonconforming directional
15 signs, displays and devices providing directional information about
16 goods and services in the interest of the traveling public, not
17 exempted from removal pursuant to the provisions of this subsection,
18 shall be deferred until all other nonconforming signs have been
19 removed from the federal-aid primary and interstate systems in this
20 state.

21 SECTION 2. This act shall become effective July 1, 2012.

22 SECTION 3. It being immediately necessary for the preservation
23 of the public peace, health and safety, an emergency is hereby
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1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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4 COMMITTEE REPORT BY: COMMITTEE ON TRANSPORTATION, dated 02/28/2012 -
5 DO PASS, As Coauthored.

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