

Original sponsors: Frank, Miller,
Boyer, et al.

1 IN THE HOUSE BY THE JUDICIARY COMMITTEE
2 CS FOR HOUSE BILL NO. 448 (Judiciary)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FIFTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to outdoor political advertising;
7 and providing for an effective date."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 15.25.030(b) is amended to read:
10 (b) A person filing a declaration of candidacy under this sec-
11 tion shall simultaneously file a statement
12 (1) of income sources and business interests which complies
13 with the requirements of AS 39.50;
14 (2) that the candidate is familiar with the provisions of
15 law regulating outdoor political advertising as prepared by the De-
16 partment of Transportation and Public Facilities.
17 * Sec. 2. AS 19.25 is amended by adding a new section to read:
18 Sec. 19.25.115. OUTDOOR POLITICAL ADVERTISING. (a) A candidate
19 for public office in the state and a group supporting or opposing a
20 candidate for public office in the state or supporting or opposing a
21 ballot proposition or question may erect temporary posters or signs on
22 private property to reflect their views if the posters and signs are
23 not in violation of AS 19.25.105(a).
24 (b) The department shall immediately remove posters or signs
25 placed on public property or placed in violation of AS 19.25.105(a)
26 and shall bill the candidate or group advertised on the sign or poster
27 for its actual costs involved in the removal of the posters or signs.
28 * Sec. 3. AS 19.25.130 is amended to read:
29 Sec. 19.25.130. PENALTY FOR VIOLATION. Except as provided in

1 (b) of this section, a [A] person who violates AS 19.25.080 - 19.25.-
2 180 [,] or a regulation adopted under them [,] is guilty of a misde-
3 meanor and upon conviction is punishable by a fine of not less than
4 \$50 nor more than \$1,000.

5 * Sec. 4. AS 19.25.130 is amended by adding a new subsection to read:

6 (b) A person who knowingly violates AS 19.25.115 or a regulation
7 adopted under it is guilty of a violation and upon conviction is
8 punishable by a fine of not less than \$250 nor more than \$1,000.

9 * Sec. 5. AS 19.25.150 is amended to read:

10 Sec. 19.25.150. UNLAWFUL ADVERTISING. A nonpolitical [AN]
11 advertising sign, display or device that [WHICH] violates the pro-
12 visions of AS 19.25.080 - 19.25.180 [THIS CHAPTER] is a public nui-
13 sance. The department shall give 30 days' notice, by certified mail,
14 to the owner of the land on which the nonpolitical advertising sign,
15 display or device is located, ordering its removal if it is prohibited
16 by AS 19.25.080 - 19.25.180 [THIS CHAPTER] or ordering the owner to
17 cause it to conform to regulations if it is authorized by AS 19.25.-
18 080 - 19.25.180 [THIS CHAPTER]. If the owner of the property fails to
19 comply within 30 days of [AS REQUIRED IN] the notice, the department
20 shall remove the outdoor advertising sign, display or device at the
21 expense of the owner of the land or the person who erected it.

22 * Sec. 6. AS 19.25.160(1) is amended to read:

23 (1) "outdoor advertising" includes any nonpolitical outdoor
24 sign, display or device used to advertise, attract attention or inform
25 and which is visible to a person on the main-traveled way of a highway
26 of the interstate, primary, or secondary systems in this state, wheth-
27 er by printing, writing, painting, picture, light, drawing, or whether
28 by the use of figures or objects, or a combination of these, or any
29 other thing designed, intended or used to advertise, inform or attract

1 attention;

2 * Sec. 7. Section 1 of this Act takes effect January 1, 1989.

3 * Sec. 8. Sections 2 - 6 of this Act take effect immediately under

4 AS 01.10.070(c).