

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

1 IN THE HOUSE BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 448 (Finance)

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 outdoor posters or
22 signs on private property to reflect their views if the posters and
23 signs are not in violation of AS 19.25.105(a).

24 (b) The department shall provide each candidate with a list
25 indicating the roads on which outdoor political advertising is prohib-
26 ited within the district.

27 (c) The department shall immediately remove posters or signs
28 placed on public property or placed in violation of AS 19.25.105(a)
29 and shall bill the candidate or group advertised on the sign or poster

1 for its actual costs involved in the removal of the posters or signs.

2 * Sec. 3. AS 19.25.130 is amended to read:

3 Sec. 19.25.130. PENALTY FOR VIOLATION. Except as provided in
4 (b) of this section, a [A] person who violates AS 19.25.080 - 19.25.-
5 180 [,] or a regulation adopted under them [,] is guilty of a misde-
6 meanor and upon conviction is punishable by a fine of not less than
7 \$50 nor more than \$1,000.

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

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

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

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

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

26 (1) "outdoor advertising" includes any nonpolitical outdoor
27 sign, display or device used to advertise, attract attention or inform
28 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,
29

1 whether by printing, writing, painting, picture, light, drawing, or
2 whether by the use of figures or objects, or a combination of these,
3 or any other thing designed, intended or used to advertise, inform or
4 attract attention;

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

6 * Sec. 8. Sections 2 - 6 of this Act take effect immediately under
7 AS 01.10.070(c).