

1 IN THE SENATE

BY FAHRENKAMP

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SENATE BILL NO. 421 am H

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to outdoor advertising within high-  
way rights-of-way; and providing for an effective  
date."

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9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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\* Section 1. AS 19.25.080 is amended to read:

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Sec. 19.25.080. PURPOSE. The purposes of AS 19.25.080 - 19.25.-

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180 are

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(1) to protect the public safety and the welfare of persons

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using the highways of the state by having outdoor advertising signs,

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displays and devices along the highways controlled;

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(2) to prevent unreasonable distraction of operators of

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motor vehicles; to prevent confusion with regard to traffic lights,

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signs or signals or otherwise interfere with the effectiveness of

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traffic regulations, and to promote the safety, convenience and enjoy-

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ment of travel on, and protection of the public investment in highways

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in this state; to preserve and enhance the natural scenic beauty or

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aesthetic features of the highways and adjacent areas; and to attract

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tourists;

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(3) to regulate outdoor advertising signs, displays and

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devices in areas adjacent to the rights-of-way of the interstate,

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primary and secondary systems within this state in accordance with

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this chapter and the regulations adopted under this chapter;

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(4) to provide that outdoor advertising signs, displays and

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devices which are not in conformity with the requirements of this

1 chapter are a public nuisance;

2 (5) to provide a statutory basis for regulation of outdoor  
3 advertising signs, displays, and devices consistent with the public  
4 policy declared by the Congress relating to areas within and adjacent  
5 to the right-of-way of a highway of the interstate, [OR] primary, or  
6 secondary systems. [DECLARED BY CONGRESS IN TITLE 23, UNITED STATES  
7 CODE, "HIGHWAYS."]

8 \* Sec. 2. AS 19.25.105 is amended by adding a new subsection to read:

9 (d) Outdoor advertising may not be erected or maintained within  
10 the right-of-way of an interstate, primary, or secondary highway  
11 except that outdoor advertising is allowed on bus benches and bus  
12 shelters located within the right-of-way under the authority of a  
13 permit issued under AS 19.25.200, if the bus benches or bus shelters  
14 are located within a borough or unified municipality and the buses  
15 that stop at that location operate during the entire year.

16 \* Sec. 3. This Act takes effect immediately under AS 01.10.070(c).