

SENATE BILL NO. 197
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY SENATOR SHULTZ

Introduced: 3/13/91
Referred: Transportation

A BILL
FOR AN ACT ENTITLED

1 "An Act relating to outdoor advertising."

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

3 * Section 1. AS 19.25 is amended by adding a new section to read:

4 Sec. 19.25.091. OUTDOOR ADVERTISING. (a) Except as may be required for
5 participation in federal aid highway programs, outdoor advertising is permitted outside of the
6 right-of-way of highways in the state.

7 (b) The department shall seek to obtain all exemptions from federal laws relating to
8 outdoor advertising adjacent to federal aid highways that are available under federal law.

9 (c) The department shall adopt regulations to implement AS 19.25.091 - 19.25.180.

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

11 Sec. 19.25.130. PENALTY FOR VIOLATION. A person who violates AS 19.25.091 -
12 19.25.180 [AS 19.25.080 - 19.25.180], or a regulation adopted under AS 19.25.091 - 19.25.180
13 [THEM], is guilty of a misdemeanor and upon conviction is punishable by a fine of not less than
14 \$50 nor more than \$1,000.

1 * **Sec. 3.** AS 19.25.160 is amended to read:

2 **Sec. 19.25.160. DEFINITIONS.** In AS 19.25.091 - 19.25.180 [AS 19.25.080 - 19.25.180]

3 (1) ["DEPARTMENT" MEANS THE DEPARTMENT OF TRANSPORTATION
4 AND PUBLIC FACILITIES;

5 (2) "interstate system" means that portion of the National System of Interstate
6 and Defense Highways located in this state, as officially designated, or that [AS] may hereafter
7 be [SO] designated, by the commissioner [,] and approved by the secretary of transportation [(
8 or by the secretary of commerce before the effective date of the transfer of functions under
9 Public Law 89-670 [80 STAT. 931]), under the provisions of Title 23, United States Code,
10 "Highways";

11 (2) [(3)] "outdoor advertising" includes an [ANY] outdoor sign, display, or device
12 used to advertise, attract attention, or inform and that [WHICH] is visible to a person on the
13 main-traveled way of a highway [OF THE INTERSTATE, PRIMARY, OR SECONDARY
14 SYSTEMS] in this state, whether by printing, writing, painting, picture, light, drawing, or
15 whether by the use of figures or objects, or a combination of these, or any other thing designed,
16 intended, or used to advertise, inform, or attract attention;

17 (3) [(4)] "primary system" or "secondary system" means that portion of connected
18 main highways, as officially designated, or that [AS] may hereafter be [SO] designated, by the
19 commissioner [,] and approved by the secretary of transportation, [(
20 commerce before the effective date of the transfer of functions under Public Law 89-670 [80
21 STAT. 931)], under the provisions of Title 23, United States Code, "Highways".

22 * **Sec. 4.** AS 19.25.180 is amended to read:

23 **Sec. 19.25.180. INTERPRETATION.** AS 19.25.091 - 19.25.180 [AS 19.25.080 -
24 19.25.180] may not be construed to abrogate or affect a [ANY] law, ordinance, regulation, or
25 resolution that is more restrictive than the provisions of AS 19.25.091 - 19.25.180
26 [AS 19.25.080 - 19.25.180].

27 * **Sec. 5.** AS 19.25.080, 19.25.090, 19.25.105(a), and 19.25.105(c) are repealed.