

Return to Finance

COMMITTEE REPORT

HOUSE

Reilly

Mr. Speaker:

Date 2/11/48

The Committee on FINANCE has had HR 710

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR _____ AND THAT

CS FOR _____ DO PASS

"and" recommends it BE REFERRED TO THE _____

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

_____	_____	_____
<i>St. La. H.</i>		
_____	<i>H. H. H.</i>	_____
<i>H. H. H.</i>		_____

Members NOT concurring in the Majority report:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

_____ recommends:

H. H. H. Chairman

Introduced: 3/19/75
Referred: Commerce, Judiciary
and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 314

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to outdoor advertising control; and
7 providing for an effective date."

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

9 * Section 1. AS 19.25.105(a) is amended by adding a new paragraph to
10 read:

11 (3) signs determined by the state, subject to concurrence of the
12 United States Department of Transportation, to be landmark signs,
13 including signs on farm structures, or natural surfaces, of historic
14 or artistic significance, the preservation of which would be consistent
15 with the provisions of this chapter.

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

17 (c) No outdoor advertising may be erected or maintained beyond
18 660 feet of the nearest edge of the right-of-way of the main traveled
19 way of the interstate, primary, ^{or secondary} ~~or secondary~~ highways in this state with
20 the purpose of their message being read from that travel way except
21 those outdoor advertising signs, displays or devices allowed under (a)
22 of this section.

23 * Sec. 3. AS 19.25.110 is amended to read:

24 Sec. 19.25.110. REMOVAL OF NONCONFORMING ADVERTISING. A sign,
25 display or device which is lawfully in existence along the interstate
26 system or the primary system on August 6, 1968 and which is not in
27 conformity with secs. 80 -- 180 of this chapter may not be required to
28 be removed until July 1, 1970. A sign, display or device which is
29 lawfully in existence along the secondary system on July 1, 1970 and

1 which is not in conformity with secs. 80 -- 180 of this chapter shall
2 be removed by July 1, 1971. A sign, display or device which on the
3 effective date of this Act, is lawfully in existence beyond 660 feet
4 of the nearest edge of the right-of-way of the interstate ~~or secondary~~ ^{primary or secondary}
5 highways and which is not in conformity with secs. 80 -- 180 of this
6 chapter shall be removed by July 1, 1976.

7 * Sec. 4. This Act takes effect immediately in accordance with AS
8 01.10.070(c).

1 which is not in conformity with secs. 80 -- 180 of this chapter shall
2 be removed by July 1, 1971. A sign, display or device which on the
3 effective date of this Act, is lawfully in existence beyond 660 feet
4 of the nearest edge of the right-of-way of the interstate, ^{primary} or secondary
5 highways and which is not in conformity with secs. 80 -- 180 of this
6 chapter shall be removed by July 1, 1976.

7 * Sec. 4. This Act takes effect immediately in accordance with AS
8 01.10.070(c).

9
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11 (this now reads
12 interstate, primary,
13 or secondary)
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on lines 17 and 28 which adds the sentence "In addition, the permittee shall assume any survey costs." Mr. Malone felt that the amendment HB260 made sense. Mr. Gruening raised question about the cost of the surveys. He said that he heard that those surveys run around \$5,000 a lot. Mr. Cowper asked if the permittee would have the right to pick a surveyor. Mr. Malone said that the land has to be surveyed before title can be transferred, and he can have it done before the state does.

Mr. Cowper moved to adopt the Resources Committee amendments in the form of a Finance Committee substitute and to report the bill out of committee. Mr. Malone asked that the question be divided. On the adoption of the Resources Committee amendments, Mr. Gruening objected. On vote, motion failed 3-4, Reps. Cowper, Malone, and Buchholdt voting in favor. Mr. Naughton objected to the motion to report the bill out of committee. On vote, motion carried, 4-3, Reps. Guy, Gruening, and Naughton voting no.

[Mr. Haugen entered the room]

The committee report was signed with individual recommendations: "Do pass", Haugen; "Do pass with amendment", Malone; "do not pass", Guy, Naughton; "No recommendation", Buchholdt, Duncan, Gruening, Cowper.

HOUSE BILL 307 (Alaska net income tax; disallowing certain credits) HB307 was brought up for consideration. Mr. Malone said that according to Department of Revenue, this is a housekeeping measure. He read from a memorandum dated April 2 from Fred Boetsch which states that the bill is to eliminate "those references to credits provided at the Federal level through the Internal Revenue Code which do not have any applicability at State level or which duplicate other provisions at the State level." Mr. Cowper moved to report HB 307 out of committee. Ms. Buchholdt objected in order to clarify. She asked if this means taxpayers would no longer get double deductions. Mr. Malone said yes, but HB 212 already reported out of committee would close that loophole anyway. Mr. Cowper noted in response to some of Ms. Buchholdt's concerns that what is involved here are credits, not deductions. After further discussion, Ms. Buchholdt removed her objection and so, no objections, motion carried. Committee report was signed a unanimous "do pass".

HOUSE BILL 314 (Relating to outdoor advertising control) was brought up for consideration. Mr. Malone said that without passage of this law, the state would not be in compliance with the federal law on the subject and the feds would exercise sanctions against the state to the extent of 10% of the federal highways funds. After brief discussion, Mr. Gruening moved to report the bill out of committee. Mr. Malone noted that there was a Commerce Committee amendment which on page 1, line 19, deleted the words "or secondary" and inserted the word "or" between "interstate" and "primary"; and on page 2, line 4, after the word "or" deleted the word "secondary", inserting "primary". Finance committee feeling seemed to be that secondary roads should

JAY S. HAMMOND
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

143 310

March 19, 1975

The Honorable Mike Bradner
Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

Dear Mr. Speaker:

In accordance with AS 24.30.060 (b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill amending certain sections of AS 19 (highways and Ferries), to make the outdoor advertising provisions of Alaska law conform to the Federal Aid Highway Amendments of 1974.

The bill removes the 660-foot limitation on the control of outdoor advertising devices and makes all signs, whose purpose is having their message read from the right-of-way of the main traveled way of state highways, except for the informational signs allowed in AS 19.25.105(a)(1) and (2), subject to removal. Nonconforming signs and devices must be removed by July 1, 1976.

This bill is designed to prevent the Federal Highway Administration from withholding federal highway funds; that is likely if the State does not enact legislation accomplishing this change by July 1, 1975.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Jay S. Hammond".

Jay S. Hammond
Governor

STATE
OF ALASKA

MEMORANDUM

*Hugh Malone*TO: Hon. Terry Gardiner, Chairman
House Judiciary Committee
Alaska State Legislature

DATE : April 28, 1975

FROM: *WBP Parker*
Walter B. Parker
Commissioner
Department of HighwaysSUBJECT: 00-3077
HB 314

This is to clarify testimony offered your committee on HB 314 concerning outdoor advertising.

We have no strong feelings on the inclusion of secondary system roads under the terms of this bill. Federal law does not speak to the secondary system; it requires outdoor advertising control only on interstate and primary highways. Removing the secondary system from present law and HB 314 will not jeopardize receipt of any federal aid to highway construction. If the secondary system is included in HB 314 and left in existing statutes, funds expended for control of outdoor advertising along the secondary system will be State funds. Outdoor advertising control along the secondary system is ineligible for federal aid at this time.

I have enclosed for your distribution copies of the letter with which the Alaska Department of Highways described its sign policy last summer. I must emphasize that the sign policy described above is a stringent requirement of the Federal-Aid Highway Program and is now being rigorously enforced by the federal government.

If I may be of any further assistance, please feel free to call my office.

Enclosures

WBP/DMD/mth

July 15, 1974

RE: Political Signs
23-2900

TO: All individuals who have filed for State or
Statewide office with the Lieutenant Governor.

(List Attached)

Political signs placed within highway rights of way or within 600 feet of the right of way line and visible from a primary State Highway are prohibited under State law. The law is stringent in this regard and has made us responsible for enforcement. Alaska's entire Federal-aid Highway program would be jeopardized if we shirked our responsibility.

We earnestly solicit your help by instructing your campaign managers not to place signs in the prohibited areas; if such signs are presently in existence, please remove them immediately.

Political signs remaining in the prohibited areas will be removed by us and stored in our nearest maintenance yard for ninety days and then destroyed. They may be recovered any time prior to the ninety days by paying for removal and storage costs.

If you are in doubt concerning the width of the right of way in a given location, please contact the nearest district highway office for information.

Anchorage
5700 Tudor Rd.
Phone: 337-1511

Fairbanks
2301 Peger Rd.
Phone: 452-1911

Juneau
Switzer Creek
Box 3-1000
Phone: 789-0841

Valdez
Box 507
Phone: 835-4322

Nome
Box 220
Phone: 443-5266

We need your help in this job and ask that you report to our nearest District Office any other known political signs within the prohibited area.

Political Signs
July 15, 1974
Page II

All candidates are being notified of our responsibility by this letter,
and all prohibited political signs will be treated in the same manner.

Very truly yours,

B. A. Campbell
Commissioner of Highways

Jack T. Bodine
Jack T. Bodine
Acting Right of Way Director

2 changes

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