

SENATE BILL NO. 141

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY SENATORS PASKVAN, Therriault, Dyson

Introduced: 3/9/09

Referred: Community and Regional Affairs, Transportation

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the posting of political signs on private property."**

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

3 * **Section 1.** AS 19.25.105(a) is amended to read:

4 (a) Outdoor advertising may not be erected or maintained within 660 feet of
5 the nearest edge of the right-of-way and visible from the main-traveled way of the
6 interstate, primary, or secondary highways in this state except the following:

7 (1) directional and other official signs and notices **that** [WHICH]
8 include [, BUT ARE NOT LIMITED TO,] signs and notices pertaining to natural
9 wonders **and** [,] scenic and historic attractions, **that** [WHICH] are required or
10 authorized by law, and **that** [WHICH SHALL] conform to federal standards for
11 interstate and primary systems;

12 (2) signs, displays, and devices advertising the sale or lease of property
13 upon which they are located or advertising activities conducted on the property;

14 (3) signs determined by the state, subject to concurrence of the United
15 States Department of Transportation, to be landmark signs, including signs on farm

1 structures [,] or natural surfaces [,] of historic or artistic significance, the preservation
2 of which would be consistent with the provisions of this chapter;

3 (4) directional signs and notices pertaining to schools;

4 (5) advertising on bus benches or bus shelters, and adjacent trash
5 receptacles, if the state determines that the advertising conforms to local, state, and
6 federal standards for interstate and primary highways;

7 **(6) political noncommercial signs on private property if**

8 **(A) the owner of the private property grants permission to**
9 **post the sign;**

10 **(B) individual or conjoined signs do not exceed 32 square**
11 **feet total on each side;**

12 **(C) the signs do not interfere with, obstruct, confuse, or**
13 **mislead traffic or pose a traffic hazard; and**

14 **(D) the signs are consistent with regulations adopted by the**
15 **department regarding the time and manner for removal of signs that do**
16 **not have current relevance; in this subparagraph,**

17 **(i) "current relevance" means the subject matter of**
18 **a sign is a matter of ongoing public consideration by the public and**
19 **the date of decision on the subject matter of the sign has not**
20 **passed;**

21 **(ii) "date of decision" means the date on which a**
22 **decision on the subject matter of a sign is no longer subject to**
23 **influence by public opinion, such as the date of an election for**
24 **public office or on a ballot measure, action by the governor on a**
25 **bill passed by the legislature, formal settlement or formal**
26 **conclusion of an armed conflict, conclusion of contract**
27 **negotiations, or similar matters for which a date of decision may be**
28 **ascertained.**