

1-1 By: Estes S.B. No. 1407  
1-2 (In the Senate - Filed March 13, 2003; March 20, 2003, read  
1-3 first time and referred to Committee on Infrastructure Development  
1-4 and Security; April 30, 2003, reported favorably, as amended, by  
1-5 the following vote: Yeas 9, Nays 0; April 30, 2003, sent to  
1-6 printer.)

1-7 COMMITTEE AMENDMENT NO. 1 By: Ogden

1-8 Amend S.B. No. 1407 as follows:

1-9 (1) In SECTION 1 of the bill, added Subdivision (2), Section  
1-10 391.001, Transportation Code (Introduced version page 1, line 14;  
1-11 Committee printing page 1, line 34), strike "limited-access or".

1-12 (2) In SECTION 2 of the bill, added Subsection (b), Section  
1-13 391.091, Transportation Code (Introduced version page 2, line 4;  
1-14 Committee printing page 1, line 48), between "department of" and  
1-15 "10 percent", insert "at least".

1-16 (3) In SECTION 3 of the bill, added Subsection (g), Section  
1-17 391.0935, Transportation Code (Introduced version page 2, line 21;  
1-18 Committee printing page 2, line 3), between "department of" and "10  
1-19 percent", insert "at least".

1-20 A BILL TO BE ENTITLED  
1-21 AN ACT

1-22 relating to regulation of certain information logo signs along  
1-23 certain major highways.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Subdivision (2), Section 391.001, Transportation  
1-26 Code, is amended to read as follows:

1-27 (2) "Eligible highway" means a highway that:

1-28 (A) is located outside an urbanized area with a  
1-29 population of 50,000 or more~~+~~ and

1-30 [~~(B)~~] qualifies for a maximum speed limit of 65  
1-31 miles per hour under 23 U.S.C. Section 154 or, if that law is  
1-32 repealed, qualified for a maximum speed limit of 65 miles per hour  
1-33 on the day before the effective date of the repeal; or

1-34 (B) is a limited-access or controlled-access  
1-35 highway located inside an urbanized area with a population of  
1-36 50,000 or more.

1-37 SECTION 2. Section 391.091, Transportation Code, is amended  
1-38 to read as follows:

1-39 Sec. 391.091. ERECTION AND MAINTENANCE OF SIGNS. (a) The  
1-40 commission shall contract with an individual, firm, group, or  
1-41 association in this state to erect and maintain specific  
1-42 information logo signs at appropriate locations along an eligible  
1-43 highway.

1-44 (b) A contract under this section shall provide for:

1-45 (1) the assessment of fees to be paid to a contractor  
1-46 by a commercial establishment eligible for display on the specific  
1-47 information logo sign; and

1-48 (2) remittance to the department of 10 percent of the  
1-49 fees collected by the contractor.

1-50 SECTION 3. Section 391.0935, Transportation Code, is  
1-51 amended by amending Subsection (c) and adding Subsections (f) and  
1-52 (g) to read as follows:

1-53 (c) A major shopping area that has its name displayed on a  
1-54 major shopping area guide sign shall reimburse the commission for  
1-55 all costs associated with the composition, placement, erection, and  
1-56 maintenance of the sign unless the commission has entered into a  
1-57 contract under Subsection (f).

1-58 (f) The commission may contract with an individual, firm,  
1-59 group, or association in this state to erect and maintain major  
1-60 shopping area guide signs at appropriate locations along an  
1-61 eligible urban highway.

1-62 (g) A contract under this section shall provide for:

2-1 (1) the assessment of fees to be paid to a contractor  
2-2 by a major shopping area; and

2-3 (2) remittance to the department of 10 percent of the  
2-4 fees collected by the contractor.

2-5 SECTION 4. Subsection (c), Section 391.097, Transportation  
2-6 Code, is amended to read as follows:

2-7 (c) A contract under this section shall provide for:

2-8 (1) the assessment of fees to be paid to a contractor  
2-9 by a commercial establishment of a major agricultural interest;  
2-10 and

2-11 (2) remittance to the department of 10 percent [~~a~~  
2-12 ~~portion~~] of the fees collected by the contractor [~~in an amount~~  
2-13 ~~sufficient to recover the department's costs of administering the~~  
2-14 ~~program~~].

2-15 SECTION 5. (a) This Act takes effect September 1, 2003.

2-16 (b) The changes in law made to Sections 391.091, 391.0935,  
2-17 and 391.097(c), Transportation Code, by this Act, apply only to a  
2-18 contract entered into on or after the effective date of this Act.

2-19 \* \* \* \* \*