

Amend **HB 1521** by striking Section 2 (effective date provisions) and substituting the following:

SECTION 2. APPLICABILITY. A landowner to whom a notice is mailed by the county clerk as provided by Section 3(b) of this Act may exclude the landowner's property from the application of Section 1 of this Act by notifying the Texas Department of Transportation in writing, by certified mail. In order for the landowner's property to be excluded from the application of Section 1 of this Act, the landowner's notice must be received by the Texas Department of Transportation within one year of the date the Texas Department of Transportation receives notification from all appropriate county clerks that notices were mailed to landowners as provided in Section 3(b) of this Act. The exclusion of the landowner from the application of Section 1 of this Act becomes effective on the date the landowner's notice is received by the Texas Department of Transportation.

SECTION 3. EFFECTIVE DATE. (a) Except as otherwise provided by this section, this Act takes effect on September 1, 2007.

(b) Before Section 1 of this Act can become effective, the county clerk of the county or counties in which a segment of public road affected by this Act is located must send a written notice, by certified mail, to each landowner who owns real property, according to the most recent certified tax appraisal roll, along a segment of public road affected by this Act. The notice shall also be published in a newspaper of general circulation in the county or counties in which a segment of public road affected by this Act is located. The notice shall identify the segment of public road affected by this Act and state that the landowner's future right to lease the landowner's property for the purpose of erecting an off-premise sign will be terminated unless the landowner notifies the Texas Department of Transportation that the landowner plans to exclude the landowner's property from the application of the Act. The notice must be sent to landowners and published by the appropriate county clerk or clerks in accordance with this subsection within 45 days of the effective date of this Act. The appropriate county clerk or clerks shall notify the Texas Department of Transportation in writing, by certified mail, when the notice is mailed to the

landowners and published in accordance with this subsection. The notice provided to the Texas Department of Transportation by a county clerk is public information for the purposes of Chapter 552, Government Code, and must include the following information:

(1) the affidavit of the publisher of the newspaper notice indicating the date the notice was published, accompanied by a printed copy of the notice as published; and

(2) the affidavit of the county clerk certifying the date notice was mailed to the landowners, accompanied by a copy of the notice and a list of the landowners to whom the notice was mailed.

(c) Section 1 of this Act takes effect on the 91st day after the Texas Department of Transportation receives notification from all appropriate county clerks as provided in Subsection (b).