

By: Murphy

H.B. No. 2944

Substitute the following for H.B. No. 2944:

By: Harless

C.S.H.B. No. 2944

A BILL TO BE ENTITLED

AN ACT

relating to permits for erecting certain outdoor signs or advertising.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 391.068, Transportation Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) Except as provided by Subsection (d), the ~~[The]~~ commission shall issue a permit to a person with a license issued under this subchapter:

(1) whose license application complies with rules adopted under Section 391.065; and

(2) whose outdoor advertising, whether owned or leased, if erected would comply with this chapter and rules adopted under Section 391.032(a).

(d) In addition to the requirements of Subsection (a), if the outdoor advertising is located within the jurisdiction of a municipality with a population of more than 1.9 million that is exercising its authority to regulate outdoor advertising, the commission may issue a permit under this section only if the municipality:

(1) has not acted to prohibit new outdoor advertising within the jurisdiction of the municipality; and

(2) has issued a permit authorizing the outdoor

1 advertising.

2 SECTION 2. Section 394.021, Transportation Code, is amended  
3 by adding Subsection (c) to read as follows:

4 (c) If the off-premise sign is located within the  
5 jurisdiction of a municipality with a population of more than 1.9  
6 million that is exercising its authority to regulate off-premise  
7 signs, the commission may not issue a permit under this section if  
8 the municipality has acted to prohibit new off-premise signs within  
9 the jurisdiction of the municipality.

10 SECTION 3. Section 394.022, Transportation Code, is amended  
11 to read as follows:

12 Sec. 394.022. ISSUANCE OF PERMIT. The commission shall  
13 issue a permit to a person:

- 14 (1) whose application complies with commission rule;  
15 (2) ~~and~~ whose sign, if erected, would comply with  
16 the requirements of this chapter; and  
17 (3) who, if the off-premise sign is located within the  
18 jurisdiction of a municipality with a population of more than 1.9  
19 million that is exercising its authority to regulate off-premise  
20 signs, has obtained a permit for the off-premise sign.

21 SECTION 4. This Act takes effect September 1, 2007.