

By: Morrison

H.B. No. 3368

A BILL TO BE ENTITLED

AN ACT

relating to outdoor advertising signs regulated by the Texas Department of Transportation.

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

SECTION 1. Section 391.038, Transportation Code, is amended by amending Subsection (b) and adding Subsection (d) to read as follows:

(b) A sign [~~described by Subsection (a)~~] may not be higher than 42-1/2 [~~85~~] feet, excluding a cutout that extends above the rectangular border of the sign, measured:

(1) from the grade level of the centerline of the main-traveled way, not including a frontage road of a controlled access highway, closest to the sign at a point perpendicular to the sign location; or

(2) if the main-traveled way is below grade, from the base of the sign structure.

(d) Subsection (b) does not apply to a sign that:

(1) was higher than 42-1/2 feet on March 1, 2017; and

(2) under an agreement with the department, is authorized to be higher than 42-1/2 feet.

SECTION 2. Sections 391.038(a) and (c), Transportation Code, are repealed.

SECTION 3. The changes in law made by this Act apply to a sign existing before, on, or after the effective date of this Act.

1 SECTION 4. This Act takes effect September 1, 2019.