

By: Nichols, et al.
(Canales)

S.B. No. 357

Substitute the following for S.B. No. 357:

By: Canales

C.S.S.B. No. 357

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 to read as follows:

Sec. 391.038. SIGN HEIGHT. (a) Except as otherwise provided by this section, a sign may not be higher than 60 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 [~~This section applies only to a sign existing on March 1, 2017, that was erected before that date~~].

(a-1) Subsection (a) does not apply to a sign regulated by a municipality certified for local control under an agreement with the department as provided by department rule.

(b) A sign existing on March 1, 2017, that was erected before that date [~~described by Subsection (a)~~] may not be higher than 85 feet, excluding a cutout that extends above the rectangular border of the sign, measured:

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

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

7 (c) A person may rebuild a sign existing on March 1, 2017,
8 that was erected before that date [~~described by Subsection (a)~~]
9 without obtaining a new or amended permit from the department,
10 provided that the sign is rebuilt at the same location where the
11 sign existed on March 1, 2017, and at a height that does not exceed
12 the height of the sign on that date.

13 SECTION 2. This Act takes effect September 1, 2019.