

1st Sub. S.B. 161

HIGHWAY SIGNAGE AMENDMENTS

Senator **J. Stuart Adams** proposes the following amendments:

1. *Page 11, Line 320:*

320 (5) (a) If the department is granted a judgment, the department is entitled to have any

2. *Page 11, Lines 323 through 331:*

323 ~~{(a)}~~ (i) the costs and expenses incurred in removing the sign; ~~[and]~~

324 ~~{(b)}~~ (ii) except as provided in Subsection (5) ~~{(c)}~~ (a)(iii) ;

325 ~~{(i)}~~ (A) \$500 for each day the sign was maintained following the expiration of 10 days after
326 notice of agency action was filed and served under Section 63G-4-201;

327 ~~{(ii)}~~ (B) \$750 for each day the sign was maintained following the expiration of 40 days after
328 notice of agency action was filed and served under Section 63G-4-201;

329 ~~{(iii)}~~ (C) \$1,000 for each day the sign was maintained following the expiration of 70 days
330 after notice of agency action was filed and served under Section 63G-4-201; and

331 ~~{(iv)}~~ (D) \$1,500 for each day the sign was maintained following the expiration of 100 days

3. *Page 11, Line 333 through Page 12, Line 342:*

333 ~~{(c)}~~ (iii) if a person, firm or corporation was previously served with a notice of agency
334 action for unlawful outdoor advertising:

335 ~~{(i)}~~ (A) \$500 for each day the sign was maintained beginning the day after the notice of
336 agency action was filed and served under Section 63G-4-201;

337 ~~{(ii)}~~ (B) \$750 for each day the sign was maintained following the expiration of 30 days after
338 the notice of agency action was filed and served under Section 63G-4-201;

339 ~~{(iii)}~~ (C) \$1,000 for each day the sign was maintained following the expiration of 60 days
340 after the notice of agency action was filed and served under Section 63G-4-201; and

341 ~~{(iv)}~~ (D) \$1,500 for each day the sign was maintained following the expiration of 90 days
342 after the notice of agency action was filed and served under Section 63G-4-201.

(b) Notwithstanding Subsection (5)(a)(iii), the department has the discretion to either collect the amounts described in Subsection (5)(a)(iii) or collect the amount of profit the responsible person, firm, or corporation received while maintaining the unlawful outdoor advertising.