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NATIONAL BILLBOARD LEGISLATION REVIEW

1963

DEPARTMENT OF ...
STATE DOCUMENTS COLLECTION

NATIONAL BILLBOARD LEGISLATION REVIEW Jan. 1963

COMPILED BY ROADSIDE DEVELOPMENT DIVISION
ARIZONA HIGHWAY DEPARTMENT

STATE	LAW	ADMINISTRATION	LICENSING	PERMITS	ESTIMATED COST OF ADMINISTRATION	PENALTIES	DISTANCE AND PLACEMENT
ALASKA	YES Bus.Ident. for sale or rental only.	PUBLIC WORKS DEPT. Field Dept. adopted regulation eliminating all outdoor adv. signs from R/W.				Atty. General Opinion. Signs are a public nuisance and can be removed by Highway Department.	Special Agreement between the city, territory and B.P.R. within incorporated towns.
CALIFORNIA	YES	DIVISION OF HIGHWAYS Dept. of Public Works	$65.00 Original & Annual Renewal pro-ratable for remaining months of fiscal yr.	Structure (Incls. Panel $2 per sign. No structure $.50 per sign.	Within revenue from license and permit fees and penalties.	Operating without: License $65.00 Permit $ 1.00	Prohibited adjacent to landscaped freeways.
CONNECTICUT	FED. LAW	STATE HWY. POLICE	$100.00 Annually	300 Sq.ft.$3 per panel 301-600 Sq.ft.$6 " 601-900 Sq.ft.Max.$9 fee for each facing. Permit No. must be painted on sign.		Violations removed by Highway Dept.	660' from edge of R/W on Interstate.
DELAWARE	FED. LAW	HIGHWAY DEPARTMENT		$2.00 per sign and written consent of owner, plus identification tag of owner and company.		$10.00-$50.00 each day is a separate offense. Now conforming sign can remain until 12/31/66 which was more than 25' distance from the then exit roadway.	660' from edge of R/W on Interstate.
FLORIDA	YES	CHAIRMAN, STATE ROAD DEPARTMENT	Written consent of owner, out of state - bond required, also identification tag no. $25.00 - 1 County, $75.00 - 2-8 Counties, $200.00 - over 8 Counties. County license $15.00 per county annually.	Two cents per square ft. width by height $1.00 minimum.		Misdemeanor plus fine of not less than $10.00 nor more than $300.00 each day is separate offense.	15' outside boundary of Fed. or State Highway or within 100' of church, school, cemetery, public park, forest, RR intersection outside the limits of incorporated cities or towns.
HAWAII	FED. LAW	BUILDING SUPERINTENDENT, CITY OF HONOLULU		Based on valuation: $.01-$500.00 = $3.00 $500.01-$1000.00 = $1.00 plus $.50 per $100.00 or fraction thereof, est. on cost of work. $1000.01 or over = $3.00 plus $.30 per $100.00 or fraction thereof.		$25.00 to $500.00 or imprisoned not more than 1 month, or both.	660' from edge of R/W on Interstate.
KENTUCKY	FED. LAW	COMMISSIONER OF HWYS.				Court action and subject to fine of $100.00-$500.00.	660' from edge of R/W for Interstate and protected areas.
MAINE	FED. LAW	HIGHWAY COMMISSION	$100.00 per year on real property.	$2.50 per year on real up to 100 sq. ft., $4.50 not exceeding 300 sq. ft., $5.00 up to 700 sq. ft.		$5.00 up to $500.00 plus $50.00 for each additional day.	660' on Interstate from edge of R/W - 500' on turnpike from edge of R/W.
MARYLAND	FED. LAW	HIGHWAY DEPARTMENT	$50.00 up to 50 signs. $200.00 for 51 and over. Renewal Fee - $183.25. Bond required for out of state.	$2.00 - 100 sq. ft. and $.01 each additional sq. ft.	$30,000 annually from license fees and tags.	Misdemeanor and fine not to exceed $500.00.	660' from edge of R/W on Interstate - 500' on State Highway.
MASSACHUSETTS	YES	DEPT. OF PUBLIC WORKS Outside Adv. Adm. Dept.	Initial Fee - $25.00 Renewal Fee: 0-10 Signs - $25.00, 11-100 - $50.00, 101-200 - $125.00, 201-300 - $175.00, 301-400 - $225.00, 401-500 - $250.00, 501 and over - $300.00.	40 Sq. ft. or less - $1 41-200 sq. ft. - $4.50.	$59,999.50	$500.00	300' from edge of R/W, Public Park and Scenic area.
NEBRASKA	FED. LAW	DEPARTMENT OF ROADS					660' from edge of R/W on Interstate, and in scenic areas along Interstate.
NEVADA	YES	HIGHWAY DEPARTMENT		$5.00-must be painted or printed. Issued by County clerk		Misdemeanor $25.00-$100.00 or 30 days in jail.	No permit issued if it obstructs scenic area.
NEW HAMPSHIRE	FED. LAW	HIGHWAY DEPARTMENT				Not less than $100.00 nor more than $1000.00.	660' from edge of R/W on Interstate.
NEW JERSEY	YES	BUR. OF OUTDOOR ADV., DEPT. OF TREAS. PUBL. LAW 1959 CHAPTER 191.					
NEW MEXICO	YES	ATTORNEY GENERAL				Public nuisance. Removed by Highway Department.	Within 300' of intersection of 2 highway. RR 1200' or inside curve also 1200'.
NEW YORK	FED. LAW	DEPT. PUBLIC WORKS		$10.00		$100.00-$1000.00 Highway Dept. remove or obliterate.	660' from edge of R/W on Interstate or scenic beauty.
NORTH DAKOTA	FED. LAW	HIGHWAY DEPARTMENT					660' from edge of R/W on Interstate.
OHIO	FED. LAW	DIRECTOR OF HIGHWAYS				Highway Department remove or obliterate after 30 day notice or file suit. Fine - $100.00-$1000.00.	660' from edge of R/W on Interstate.
OREGON	FED. LAW	BUREAU OF LABOR	$ 25.00 from 1-50 signs $ 50.00 from 51-500 signs $100.00 from 501 and over. $ 15.00 Annual Renewal Consent of owner	$ .50 up to 15 Sq. Ft. $1.00 - 16-50 Sq. Ft. $2.00 - 51-200 Sq. Ft. $3.00 - 201-500 Sq. Ft. $5.00 over 501. Tags req'd.		$100.00 or 30 days in jail.	1000' within Class D sign on same side of highway where group district is measured from nearest sign.
PENNSYLVANIA	FED. LAW	HIGHWAY DEPARTMENT				$100.00 if default of payment and 30 days imprisonment. Each day constitutes separate offense.	660' from edge of R/W on Interstate.
VERMONT	FED. LAW	HIGHWAY DEPARTMENT	$25.00	$.04 per sq. ft. min.$2.00 for each side. Tag issued by Sec'y of State. Max. size 600'. Out of state must post bond.		Highway Department removes if owner fails to comply with removal order. $100.00 or 30 days imprisonment or both.	750' from edge of R/W on Interstate. 300' from edge of State Highway, but no sign less than 35' fr. edge of R/W.
VIRGINIA	FED. LAW	HIGHWAY DEPARTMENT	$100.00	Property owners consent. $ .75 - 0'-74', $2.50 - 75'-424', $4.25 - 425'-624', Add. $1.25 for ea. 200' in excess (tags issued). Out of state bond required.	Revenue received $43,000 annually	Highway Department remove or obliterate and collect cost.	660' from edge of R/W on Interstate. On state highways signs may be placed anywhere as long as not in R/W.
WASHINGTON	FED. LAW	HIGHWAY DEPARTMENT		$ .50 - 0'-50' $2.00 - 51' and over Issue metal tags.	$35,000-$50,000	Misdemeanor each day is separate offense.	660' from edge of R/W on Interstate. Scenic area 2 signs per mile 1000' apart on each side of highway.
W. VIRGINIA	FED. LAW	HIGHWAY COMMISSION	$100.00	$1.00 per sign. Permission of owner. Identification tags issued.		Misdemeanor each day is separate offense. Fine $10.00-$300.00.	660' from edge of R/W on Interstate. 500' from church, school, cemetery, public res. public playground, State or National Forest.
WISCONSIN	FED. LAW	HIGHWAY COMMISSION		$1.00 - 0-50 Sq. Ft. $2.00 - 51-300 Sq. Ft. Payable within 1 wk. into hwy. fund.Over 300 sq.ft., $1.00 for ea. additional 200 sq. ft.		Violation is a public nuisance. Removed by Highway Commission.	660' from edge of R/W on Interstate.
PUERTO RICO	YES	SEC'Y OF PUBLIC WORKS				Misdemeanor. Fine $20.00-$100.00, 90 days in jail, or both.	500 Meters from center line of highway.

THE FOLLOWING STATES HAVE NO LAW:

	ALABAMA		IOWA	* NORTH CAROLINA
*	ARIZONA	*	KANSAS	OKLAHOMA
	ARKANSAS		LOUISIANA	RHODE ISLAND
	COLORADO		MINNESOTA	SOUTH CAROLINA
*	GEORGIA		MISSISSIPPI	* SOUTH DAKOTA
	IDAHO	*	MISSOURI	TENNESSEE
*	ILLINOIS		MONTANA	TEXAS

WYOMING

NO REPLY FROM THE FOLLOWING 3 STATES:
INDIANA
MICHIGAN
UTAH

NOTE - * INDICATES STATES THAT PROPOSE TO INTRODUCE LEGISLATION ON BILLBOARD CONTROL.

Arizona. Highway Department.

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HGY 9.2:B45
Copy 2

JUSTIN HERMAN
State Highway Director

J. R. VAN HORN
State Highway Engineer

WM. N. PRICE
Deputy State Engineer

A. L. CHADWICK
Assistant State Engineer

WAYNE O. EARLEY
Landscape Supervisor

BRYANT STIRDIVANT
Special Assistant

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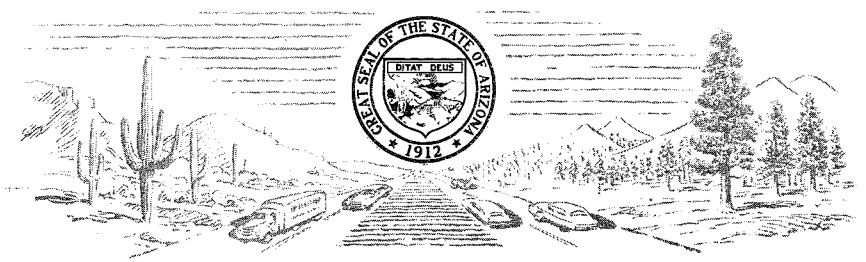

JUSTIN HERMAN
STATE HIGHWAY DIRECTOR

J. R. VAN HORN
STATE ENGINEER

ARIZONA HIGHWAY DEPARTMENT

PHOENIX 7, ARIZONA

December
14
1962

Roadside Development

ALL STATE HIGHWAY DEPARTMENTS

Attn: Chief Engineering Officer

Dear Sir:

Arizona is soon to be involved in a billboard legislative effort which is likely to succeed this year. So that we can offer guidance to interested parties in obtaining a good, well considered Billboard Act and because of our lack of experience in this field, it is necessary for us to call upon our friends in the other states for information on their experiences and activities in billboard control.

Time is of the essence because our Legislature convenes shortly after January 1st, therefore, would you please send me a copy of all printed material you may have concerning billboards. We are particularly interested in your billboard law or laws, administrative rules and forms, criteria and tables of organization of your billboard administration section or department.

Any statement you may be able to give us about your experiences in this area will be very helpful. Information about administrative costs, procedures, etc., are also needed.

Thank you for your assistance. If your State is in the same shape as ours, "billboard wise", please respond quickly anyway so that we will know that you have been contacted.

When we are through with the material received from this request, it will be available for loan to the other states who may also need it.

Yours very truly,

J. R. VAN HORN
State Highway Engineer

Wayne O. Earley

WAYNE O. EARLEY
Landscape Supervisor

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A712
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WOE: bw

In response to our letter sent to all fifty (50) states, we wish to express our appreciation to these states for their splendid cooperation.

From the material obtained, we were able to compile our National Billboard Review from which a synopsis of the pertinent facts are listed herein.

Twenty-five states and the Territory of Puerto Rico have outdoor advertising control laws in force, which is 50% as of this date. In addition, six other states are introducing legislation for control in their current sessions of 1963. If laws are enacted, this will total thirty-one (or 62%) states with billboard control on interstate and/or state highways.

The administration of the laws of the twenty-five (25) states is broken down as follows:

NO.	PER CENT	
18	72	Designate the Highway Department
3	12	Department of Public Works
1	4	Right of Way under supervision of Outdoor Advertising Division
1	4	Attorney General
1	4	Bureau of Labor
1	4	Building Superintendent of Honolulu, Hawaii
-	-	Territory of Puerto Rico, Department of Public Works

The License Fees:

Of the eighteen (18) states meeting the Federal Law requirements, the majority have a fee of $100.00 per annum.

Of the seven (7) states with laws not meeting the Federal Law requirements are on a per annum with a graduate scale such as:

The California license fee is $65.00 per annum

Florida is based on a county basis with a County License fee of $15.00 per county annually
$ 25.00 in - 1 County
$ 75.00 in - 2-8 Counties, and
$200.00 or over in - 8 Counties

Massachusetts - $25.00 Initial
$ 25.00 - 0-10 Signs on Renewal
$ 50.00 - 11-100 Signs on Renewal
$125.00 - 101-200 Signs on Renewal
$175.00 - 201-300 Signs on Renewal
$225.00 - 301-400 Signs on Renewal
$250.00 - 401-500 Signs on Renewal
$300.00 - Over 500

The Permit Fees:

Of the eighteen (18) states who meet Federal Law requirements, the majority have a graduate scale based on the sign area with the average being $5.00 per sign.

The Permit Fees (cont'd):

The seven (7) other states have a graduate scale average with the average permit fee of over $5.00.

The Penalties:

All states having legislative control have an average fine of $100.00 and a variable jail sentence or both.

Distance and Placement:

All states having Federal Laws require 660' setback from edge of right of way.

One state has 750' from edge of right of way on interstate and 300' on state highway.

One state has 500' from edge of right of way on all classes of highways.

One state prohibits billboards adjacent to all landscaped freeways.

One state has total prohibition and allows only identification signs.

One state has 1000' Class D signs as specified in Federal Law, on the same side of a highway, and where a group is measured from the nearest sign.

One state does not issue permit if it would obstruct a scenic area.

Territory of Puerto Rico requires a setback of 500 meters from center line.

The best available estimate indicates that the State of Arizona would receive approximately

$800,000.00 from Federal Bonus of 1/2 of 1%

The State of New Hampshire states that they will receive approximately

$500,000.00 from Federal Bonus of 1/2 of 1%

The attached letters are typical of states who have adopted the Federal Standards with the exception of North Dakota.

COMMONWEALTH OF KENTUCKY
OFFICE OF THE ATTORNEY GENERAL
FRANKFORT

JOHN B. BRECKINRIDGE
ATTORNEY GENERAL

WILLIAM A. LAMKIN
ASSISTANT ATTORNEY GENERAL
HIGHWAYS

December 20, 1962

Mr. Wayne O. Earley
Landscape Supervisor
Arizona Highway Department
Phoenix, Arizona

Re: Roadside Development

Dear Sir:

This is in response to your letter of December 14, 1962, regarding what information we may have in Kentucky regarding legislation and administrative regulations concerning the Billboard Act.

The Legislature of Kentucky enacted the billboard law in 1958 and pursuant thereto the Highway Department adopted highway regulations for enforcement of the Act. To date the Department of Highways has been successful in having billboards which are in violation of the law and the regulations removed by court action. Oddly enough the violators have not taken the cases so far litigated to the Court of Appeals for a final decision. However, we are now in the process of doing this and we feel that the law is constitutional and will be upheld.

For your use and information we are enclosing herewith a copy of our billboard law together with the rules and regulations now in effect in the Commonwealth of Kentucky.

We trust this is the information you need and if we can be of any further service, please advise and every cooperation will be given.

Very truly yours,

William A. Lamkin, Jr.
Assistant Attorney General

4

H. H. HARRIS, COMMISSIONER
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COMMONWEALTH OF VIRGINIA

DEPARTMENT OF HIGHWAYS
RICHMOND 19, VA.

F. A. DAVIS
DEPUTY COMMISSIONER & CHIEF ENGINEER
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D. N. HUDDLE, ASSISTANT CHIEF ENGINEER
GEO. D. FELIX, RIGHT OF WAY ENGINEER
A. B. EURE, FISCAL DIRECTOR
T. ASHBY NEWBY, PURCHASING AGENT
CHARLES NELSON, DIRECTOR OF PERSONNEL

December 18, 1962

IN REPLY PLEASE REFER TO

OUTDOOR ADVERTISING

Mr. Wayne O. Earley
Landscape Supervisor
Arizona Highway Department

Dear Mr. Earley:

Reference is made to your circular letter of December 14 relative to the control of outdoor advertising.

The Outdoor Advertising Act in Virginia was passed during the 1938 session of the General Assembly, and became effective on January 1, 1939. One portion of the Act assigned the administration and enforcement of the provisions of the Act to the Department of Highways, and the Commissioner, in turn, appointed the Landscape Engineer as Director of Outdoor Advertising.

To begin with, the State was divided into two areas and one of the Landscape Engineer's assistants placed in charge of each area. In each of these territories there were four Highway Construction Districts, each of which has a Landscape Superintendent.

The five in each area first made a survey of all of the routes within the State maintained by public funds and listed the signs and advertising structures in place, together with such information as they could obtain about the owner of the signs.

The next step was to notify all of the sign owners of the provisions of the Outdoor Advertising Act and request that they obtain permits as required by the Law.

When a sign was not covered by a permit, it was subsequently removed by our forces. Since the beginning of the Act, we have removed more than 300,000 illegal signs. Our enforcement has resulted in two cases of legal action. One, relating to intermittent lights, was lost.

In 1958, additional amendments were made to the Act and controls of advertising along Interstate Routes established. In 1960 and again in 1962 those sections relating to the Interstate System were amended so as to be in agreement with the National policy.

We have just recently signed an agreement with the Secretary of Commerce, but have not yet worked out the details of applying for the additional funds. I am enclosing copies of our Law, together with mimeographed sheets that give a condensed version of our interpretations of certain sections relating to the Interstate System.

Under the Landscape Engineer the State is divided into three regions, each region having two or three construction districts, and under the supervision of an Associate Landscape Engineer. All permits are issued for the region involved through the office of the Associate. When a permit is issued, one copy is sent to the District Landscape Superintendent, who checks the sign, notes its exact location on the inspection sheet, and, if the sign is not in violation of any State or local ordinance, attaches a permanent tag and returns the inspection sheet to the regional office. A log is kept of each route, with the milepost beginning at a county line and extending throughout that county. These logs are checked at frequent intervals. Form No. 1 (attached) is an example of our log form.

The procedure for handling a permit (other than for a sign along the Interstate System, which will be referred to later) is as follows:

The applicant secures the forms which are marked "No. 2" and, after filling them out complete with the property owner's signature or a certification that he has a lease, mails them, together with the proper fee, to the Regional Office having supervision over the area where the sign is to be located. An application number and a permit number is assigned (Two different numbers are used because an application number can cover a renewal of a permit.). After the permit is issued, the funds collected are sent to our Fiscal Director, accompanied by the form numbered 3, to account for the money that has been received in the Regional Office, and the transaction is entered on the ledger sheet (#4). Each applicant is given an account number which is listed on the form I have numbered 5. This is because all of our permits are punched on IBM cards which are used to print the renewal required each year. The applicant is mailed a cardboard tag (No. 6) and letter of transmittal (#7) and a postal (#8). Upon erecting the sign, tag (#6) is attached and the postal is forwarded to our Landscape Superintendent to show that the sign is ready for his inspection.

In the event that the applicant does not know the exact location that he proposes for a sign, he can, for an additional fee, apply for a temporary permit, using Form #9, and is sent the card #10. He then has sixty days within which to complete and submit the regular application.

During the last week in December, we send each person having a sign along the road a list on the forms numbered 11. He then makes

any corrections. If there have been changes in the area or in the name of the landowner, he deletes the signs which are not in place and returns the form, together with the renewal fees (which are the same as the original fees) before January 30. This form is accompanied by transmittal letter No. 12.

On or about January 18 of each year we send the letter marked #13 to those who have not renewed their permits. If we have not received the renewal by the middle of February, we send a list of those signs which have not been renewed to the Landscape Superintendent, with a copy to the permittee. Usually we wait a few days, and, if we have not heard from the permittee, we instruct our Superintendents to remove the sign and send us an accounting of the cost involved as we are empowered to collect this from the sign owner. In many instances, the costs are so small that we do not even record them.

Form #15 is one that is used to list those signs that are deleted from the renewal list in order that our field forces may correct their sign logs and also so that they may check in the field to see that these signs have actually been removed.

Licenses that are required by each firm engaged in the business of outdoor advertising are issued in the office of the Landscape Engineer.

The revenue from licenses and permits amounts to around $43,000 a year, and we are able to administer the outdoor advertising law only because that is integrated and made a part of the work of the regular Landscape personnel. No extra help is employed. I am also enclosing a chart showing the organizational setup of the Landscape Division in Virginia.

The one difference in handling permits for signs along the Interstate System is that there are only a very limited number of locations available.

As each Interstate project is completed, a set of plans is marked to indicate the several sections that are exempt from the Interstate regulations but subject to normal regulations. A copy of these plans is kept in the Associate Engineer's office and are available to anyone who wishes to check them. This matter is further complicated by the fact that control along Interstate routes applies within municipalities, while along other routes it does not.

Should you have other questions or require additional information, we will be glad to help you in any way that we can.

Yours very truly,

E. W. Turner

E. W. Turner
Landscape Engineer

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LANSDALE G. CLAGETT
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JOHN J. McMULLEN
WILLIAM B. OWINGS

STATE OF MARYLAND
STATE ROADS COMMISSION
300 WEST PRESTON STREET
BALTIMORE 1, MD.
(MAILING ADDRESS-P. O. BOX 717, BALTIMORE 3, MD.)

C. R. PEASE,
SECRETARY
A. S. GORDON,
EX ASST TO CHM.
C. L. WANNEN
COMPTROLLER
JOSEPH D. BUSCHER,
SPEC. ASST ATTY. GEN

January 18, 1963

Mr. J. R. Van Horn
State Highway Engineer
Arizona Highway Department
Phoenix, Arizona

Attention: Mr. Wayne O. Earley, Landscape Supervisor

Dear Mr. Van Horn:

Pursuant to your letter of December 14, 1962, Mr. David H. Fisher, Chief Engineer, has requested that I advise you respecting the organization and the administrative costs of our outdoor advertising section, which is responsible for the enforcement of the Maryland Outdoor Advertising Law and regulations of the interstate system.

The section is comprised of one Chief of Section, three field inspectors, and one clerk-stenographer. This personnel complement is adequate inasmuch as Maryland is a comparatively small state with 23 counties and a total mileage of approximately 4500 miles comprising the State system of highways. The State has no jurisdiction on any of the county or municipal systems. However, a close liaison is maintained with the zoning boards of the various local governments in the establishment of outdoor advertising regulations and in the enforcement of their requirements.

The administrative cost for this operation is approximately $30,000 annually, which cost is basically offset by the revenues received from license fees and sign tags.

Attached hereto are copies of the law and of the various forms utilized for this operation. We trust that this information will assist you in your considerations.

Very truly yours,

Walter E. Woodford, Jr.
Chief, Administrative Division

WEW:ehf
Enclosures

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STATE OF WASHINGTON
ALBERT D. ROSELLINI, GOVERNOR

WASHINGTON
STATE HIGHWAY COMMISSION
DEPARTMENT OF HIGHWAYS

W. A. BUGGE, DIRECTOR
HIGHWAYS-LICENSES BUILDING
OLYMPIA

DISTRICT OFFICES

NO. 1 SEATTLE 8
6431 SO. CORSON AVE

NO. 2 WENATCHEE
P. O. BOX 98

NO. 3 OLYMPIA
P. O. BOX 327

NO. 4 VANCOUVER
4200 MAIN STREET

NO. 5 YAKIMA
P. O. BOX 52

NO. 6 SPOKANE 21
N. 2714 MAYFAIR ST.

NO. 7 SEATTLE 4
450 SO. SPOKANE ST.

December 19, 1962

Arizona Highway Department
Phoenix, Arizona

ATTENTION: Wayne O. Earley
Landscape Supervisor

Gentlemen:

Reference is made to your letter of December 14, 1962, relative to proposed Outdoor Advertising control in your state.

We are new in this field, as our law was passed in 1961; therefore, we are still more or less in the beginning stages of development. We are sending you considerable material which we use in the administration of the Act, including a booklet containing our Rules & Regulations; The Federal Regulations and our State Law.

We can only provide you with estimated costs, and find that the initial sign inventory made in 1961 cost approximately $55,000.00. This includes photographs of all signs along with a complete log. We have since estimated that it will cost between $35,000.00 and $50,000.00 annually to admister the act. The most expensive feature of this phase is related to policing as we find it a necessity to keep special sign men on the highways to keep new signs from being erected and other matters relative to compliance of the act. We do find that personal contact with the sign owner (individual owner) is the only effective means of control.

Within this department the administration has been delegated to the Permit Division, since they deal in the collection of other funds and also issue other types of Permits including Outdoor Advertising Permits.

Our state legislature directed that the "Joint Fact Finding Committee on Highways Streets & Bridges" make a study of the law and report to the 1963 legislature. The report has been completed, but regret to advise that we do not have any avilable copies for distribution. We suggest that you write this committee at the following address.

% House Highways Room
Legislative Building
Olympia, Washington

We expect that the legislature will again study the law, as we understand that the Outdoor Advertising industry will offer ammendments which will ease the controls, particularily in the urban areas. Adoption or rejection of the proposals will, of course, depend on the legislature and we do not have any indication of what might occur at the present time.

We trust this information and material will be of value to you, and please feel free to contact us again if we may be of further assistance.

Yours very truly

W. A. BUGGE
Director of Highways

BY: M. G. OLDFIELD
Permit Administrator

WAB:mb
M20

Walter R. Hjelle
Commissioner

William L. Guy
Governor of North Dakota

R. E. Bradley
Chief Engineer

NORTH DAKOTA
STATE HIGHWAY DEPARTMENT

Highway Building

BISMARCK

March 12, 1963

Please Refer To
File No. LS

Mr. J. R. Van Horn
State Highway Engineer
Arizona Highway Department
Phoenix 7, Arizona

Attention: Mr. Wayne O. Earley, Landscape Supervisor

Dear Mr. Earley:

This will acknowledge receipt of your letter, dated March 4th, 1963, concerning the subject of billboard control.

At the moment, North Dakota is in a position where we could not state with any definite certainty that we have any billboard control that meets federal requirements. The Legislature, now in session, has passed an act which is called a Billboard Controls Act, but which, among other things, requires the cancellation of any agreement with the federal government relating to billboard control, and in fact prohibits the state from any further attempt to control billboards in accordance with federal standards.

If the Governor of North Dakota should approve this act, I will send you a copy immediately. This will be settled within the next several days.

I understand from the Bureau of Public Roads' general counsel that similar legislation has been introduced in some dozen states by the billboard industry.

Very truly yours,

Vernon R. Pederson

Vernon R. Pederson
General Counsel

VRP:mm