



January 27, 2000

HOUSE BILL No. 1113

DIGEST OF HB 1113 (Updated January 25, 2000 10:14 AM - DI 94)

Citations Affected: IC 8-23.

Synopsis: Small sign on highway right-of-way. Allows property owners to erect a sign on a highway right-of-way that is on the owner's property. Provides that the sign must be removed not later than 60 days after it is erected, that the placement of the sign may not create an unsafe condition, and that the maximum area of the sign may not exceed six square feet. Provides that a violation of the chapter is a Class D infraction.

Effective: July 1, 2000.

Saunders, Stevenson

January 10, 2000, read first time and referred to Committee on Local Government.
January 26, 2000, reported — Do Pass.

C
o
p
y

HB 1113—LS 6602/DI 94+



January 27, 2000

Second Regular Session 111th General Assembly (2000)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1999 General Assembly.

HOUSE BILL No. 1113

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 8-23-27 IS ADDED TO THE INDIANA CODE AS
2 A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2000]:

4 **Chapter 27. Sign Regulation**

5 **Sec. 1. This chapter applies to areas adjacent to highways and**
6 **roads that are not part of the:**

7 (1) interstate; or

8 (2) primary highway;

9 system to which 23 U.S.C. 131 applies.

10 **Sec. 2. The owner of property that is part of a highway**
11 **right-of-way may place a sign within the area that is the**
12 **right-of-way if the:**

13 (1) sign is removed not later than sixty (60) days after it is
14 erected;

15 (2) placement of the sign does not create an unsafe condition;
16 and

HB 1113—LS 6602/DI 94+



C
O
P
Y

1 (3) maximum area of the sign does not exceed six (6) square
2 feet.
3 **Sec. 3. (a) The department, with the assistance of state and local**
4 **law enforcement, shall enforce this chapter.**
5 **(b) A person who:**
6 **(1) places a sign within an area referred to in section 2 of this**
7 **chapter and fails to remove the sign within 60 days after it is**
8 **erected;**
9 **(2) creates an unsafe condition by placing a sign within an**
10 **area referred to in section 2 of this chapter; or**
11 **(3) places within an area referred to in section 2 of this**
12 **chapter a sign that is larger in area than six (6) square feet;**
13 **commits a Class D infraction. Whenever the department discovers**
14 **or is given written notice of a violation by a responsible**
15 **government agency, the department shall give notice of the**
16 **violation, by certified mail, to the owner of the property upon**
17 **which the violation exists. If the owner fails to eliminate the**
18 **violation not later than thirty (30) days after receiving the notice**
19 **given under this subsection, then each day on which the violation**
20 **continues, beginning on the thirty-first day, constitutes a separate**
21 **infraction.**

C
O
P
Y



COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1113, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

STEVENSON, Chair

Committee Vote: yeas 10, nays 1.

C
o
p
y

