

FILED FEB 10 1999

SENATE FILE 123

BY FLYNN

Passed Senate, Date _____ Passed House, Date _____
 Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
 Approved _____

A BILL FOR

1 An Act relating to advertising devices in certain historic
2 cities.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 123 LOCAL GOVERNMENT

1 Section 1. NEW SECTION. 306C.13A LOCAL CONTROL IN
2 HISTORIC CITIES.

3 1. A city in which a majority of the buildings in the city
4 are listed on the national register of historic buildings is
5 exempt from the provisions of this division of this chapter or
6 of another chapter which relate to the adoption of an
7 ordinance containing a city plan for the erection and
8 maintenance of advertising devices. The city may adopt its
9 own plan and shall consult with the department during the
10 development of such plan. The plan must comply with the
11 requirements of the federal Highway Beautification Act, 23
12 U.S.C. ch. 131.

13 2. The state is not liable for damages resulting from the
14 placement of advertising devices pursuant to this section
15 which are not in compliance with other provisions of this
16 chapter. A city which adopts its own plan pursuant to this
17 section shall assume the liability for any damages caused by
18 signs which do not comply with the manual on uniform traffic-
19 control devices adopted under section 321.252.

20 EXPLANATION

21 This bill authorizes a city which has a majority of its
22 buildings listed on the national register of historic
23 buildings to adopt its own plan for controlling the erection
24 and maintenance of advertising devices, which include signs,
25 billboards, and posters. The plan must comply with the
26 federal Highway Beautification Act, 23 U.S.C. ch. 131. The
27 city must consult with the state department of transportation
28 regarding the plan; however, the state is not liable for any
29 damages caused by advertising devices which are erected and
30 are not in compliance with department regulations. The city
31 assumes the liability for damages caused by signs which do not
32 comply with the state department of transportation's manual on
33 uniform traffic-control devices.

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