

LEGISLATIVE BILL 534

Approved by the Governor March 3, 1978

Introduced by Banking, Commerce and Insurance Committee,
DeCamp, 40, Chmn.; Mills, 44; Labeledz, 5; Merz,
1; Schmit, 23

AN ACT relating to outdoor advertising; to provide
procedures for retention of certain signs,
displays, or devices; and to repeal section
39-618.03, Revised Statutes Supplement, 1976.
Be it enacted by the people of the State of Nebraska,

Section 1. Any community, board of county commissioners, municipality, county, city, a specific region or area of the state, or other governmental or quasi-governmental agency which is part of a specific economic area located along interstate highways or the system of federal-aid primary roads of the State of Nebraska may petition the Department of Roads for an exemption from mandatory removal of any legal, nonconforming directional signs, displays, or devices as defined by 23 U.S.C., section 131 (o), which signs, displays, or devices were in existence on May 5, 1976. The petitioning agency shall supply such documents as are supportive of its petition for exemption.

The Department of Roads is hereby authorized to seek the exemptions authorized by 23 U.S.C., section 131 (o) in accordance with the federal regulations promulgated thereunder, 23 C.F.R., Part 750, Subpart E, if the petitioning agency shall supply the necessary documents to justify such exemptions.

Sec. 2. Upon receipt of such petition, the Department of Roads shall make request of the United States Department of Transportation for permission to retain the directional signs, displays, or devices which provide information for the specific economic area responsible for the petition.

Sec. 3. The Department of Roads shall adopt future programs to assure that removal of directional signs, displays, or devices, providing directional information about goods and services in the interest of the traveling public, not otherwise exempted by economic hardship, be deferred until all other nonconforming signs, on a statewide basis, are removed.

Sec. 4. The exemption provided by this act shall be in addition to the exemption provided by section 39-1320.08.

Sec. 5. That section 39-618.03, Revised Statutes Supplement, 1976, is repealed.