

AN ACT

relating to regulation of certain information logo signs along certain major highways.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 391.001(2), Transportation Code, is amended to read as follows:

(2) "Eligible highway" means a highway that:

(A) is located outside an urbanized area with a population of 50,000 or more[+] and

~~[(B)]~~ qualifies for a maximum speed limit of 65 miles per hour under 23 U.S.C. Section 154 or, if that law is repealed, qualified for a maximum speed limit of 65 miles per hour on the day before the effective date of the repeal; or

(B) is a controlled-access highway located inside an urbanized area with a population of 50,000 or more.

SECTION 2. Section 391.091, Transportation Code, is amended to read as follows:

Sec. 391.091. ERECTION AND MAINTENANCE OF SIGNS. (a) The commission shall contract with an individual, firm, group, or association in this state to erect and maintain specific information logo signs at appropriate locations along an eligible highway.

(b) A contract under this section shall provide for:

(1) the assessment of fees to be paid to a contractor

1 by a commercial establishment eligible for display on the specific
2 information logo sign; and

3 (2) remittance to the department of at least 10
4 percent of the fees collected by the contractor.

5 SECTION 3. Section 391.0935, Transportation Code, is
6 amended by amending Subsection (c) and adding Subsections (f) and
7 (g) to read as follows:

8 (c) A major shopping area that has its name displayed on a
9 major shopping area guide sign shall reimburse the commission for
10 all costs associated with the composition, placement, erection, and
11 maintenance of the sign unless the commission has entered into a
12 contract under Subsection (f).

13 (f) The commission may contract with an individual, firm,
14 group, or association in this state to erect and maintain major
15 shopping area guide signs at appropriate locations along an
16 eligible urban highway.

17 (g) A contract under this section shall provide for:

18 (1) the assessment of fees to be paid to a contractor
19 by a major shopping area; and

20 (2) remittance to the department of at least 10
21 percent of the fees collected by the contractor.

22 SECTION 4. Section 391.097(c), Transportation Code, is
23 amended to read as follows:

24 (c) A contract under this section shall provide for:

25 (1) the assessment of fees to be paid to a contractor
26 by a commercial establishment of a major agricultural interest; and

27 (2) remittance to the department of 10 percent [a

1 ~~portion]~~ of the fees collected by the contractor [~~in an amount~~
2 ~~sufficient to recover the department's costs of administering the~~
3 ~~program]~~.

4 SECTION 5. (a) This Act takes effect September 1, 2003.

5 (b) The changes in law made to Sections 391.091, 391.0935,
6 and 391.097(c), Transportation Code, by this Act, apply only to a
7 contract entered into on or after the effective date of this Act.

David Swinhurst

President of the Senate

Jim Cusick

Speaker of the House

I certify that H.B. No. 3330 was passed by the House on May 2, 2003, by the following vote: Yeas 126, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 3330 on May 29, 2003, by the following vote: Yeas 142, Nays 0, 2 present, not voting.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 3330 was passed by the Senate, with amendments, on May 27, 2003, by a viva-voce vote.

Darryl Saw
Secretary of the Senate

APPROVED: 20 JUN '03

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:30 AM O'CLOCK

John Shea
Secretary of State