

# HOUSE BILL No. 5919

March 20, 2008, Introduced by Reps. Griffin, Polidori, Green, Robert Jones, Meadows and Hopgood and referred to the Committee on Transportation.

A bill to amend 1972 PA 106, entitled  
"Highway advertising act of 1972,"  
by amending section 7a (MCL 252.307a), as added by 2006 PA 447.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 7a. (1) Except as otherwise provided in this section, the  
2       department shall not issue annual permits for new signs on or after  
3       January 1, 2007.

4       (2) Permits issued by the department before ~~the effective date~~  
5       ~~of the amendatory act that added this section~~ **JANUARY 1, 2007**  
6       remain in force and valid.

7       (3) On and after January 1, 2007, the department shall issue  
8       an interim permit or permits to a holder of a valid permit or  
9       permits if all of the following conditions are met:

1 (a) The holder of the valid permit or permits is otherwise in  
2 compliance with this act.

3 (b) The holder of the permit or permits surrenders the permit  
4 or permits to the department upon the removal of a sign structure  
5 or sign structures that have a valid permit under this act.

6 (c) The holder of the permit or permits verifies the removal  
7 of the sign structure or sign structures in writing to the  
8 department.

9 (d) The department verifies that the sign structure or  
10 structures have been removed or the removal has been deemed  
11 effective under this section.

12 (e) If a permit holder has a valid annual permit or permits  
13 for a site or sites where no sign structure exists or no  
14 construction has begun to build a sign structure on January 1,  
15 2007, the permit holder may exchange the permit or permits for an  
16 interim permit under this section or begin construction under the  
17 valid permit or permits no later than 1 year after January 1, 2007.  
18 The number of permits that can be received in an exchange shall be  
19 determined under subsection ~~(4)~~-(5).

20 (4) ~~(3)~~-An interim permit that is issued under this section  
21 shall only be utilized for the construction of a new sign structure  
22 ~~and shall remain in effect without expiration with fees renewed on~~  
23 ~~an annual basis~~ **CONSISTENT WITH THE PROVISIONS OF THIS ACT AND**  
24 **SHALL REMAIN IN EFFECT WITHOUT EXPIRATION WITH PERMIT FEES PAID**  
25 **UNDER SECTION 7.**

26 (5) ~~(4)~~-Subject to subsections (2) and ~~(8)~~-(9), a permit  
27 holder who is exchanging a permit or permits under subsection

1 (2)(e) shall be issued 1 interim permit for each of the first 3  
2 permits surrendered. For each permit surrendered under subsection  
3 (2)(e) after the first 3 permits surrendered, a permit holder under  
4 subsection (2)(e) shall receive 1 interim permit for each 3 permits  
5 surrendered. A permit holder shall have 1 year from January 1, 2007  
6 to exchange permits pursuant to subsection (2)(e) and this  
7 subsection. A permit that is not exchanged pursuant to subsection  
8 (2)(e) and this subsection cannot be exchanged and shall expire no  
9 later than 1 year after January 1, 2007.

10 (6) ~~(5)~~—The department shall verify that an existing sign  
11 structure has been removed no later than 30 days after the  
12 department receives written notice from the permit holder that the  
13 sign structure has been removed. If the department does not respond  
14 to the written notice within 30 days after receipt of the written  
15 notice, then the permit holder shall be deemed to have removed the  
16 sign structure in compliance with this section.

17 (7) ~~(6)~~—A holder of 2 valid permits for a sign structure with  
18 2 faces who complies with this section shall receive 2 interim  
19 permits for the construction of a sign structure with 2 faces. A  
20 permit holder under this subsection shall not receive 2 interim  
21 permits to construct 2 single-face sign structures.

22 (8) ~~(7)~~—A holder of a valid permit for a sign structure with a  
23 single face is entitled to exchange that permit under this section  
24 for an interim permit with a single face. A holder of valid permits  
25 for 2 different single-face structures may exchange the 2 permits  
26 under this section for 2 interim permits to construct 2 single-face  
27 sign structures or 2 interim permits to construct 1 sign structure

1 with 2 faces.

2 (9) ~~(8)~~—A holder of more than 2 valid permits for a sign  
3 structure with more than 2 faces may exchange the permits under  
4 this section for a maximum of 2 interim permits. The 2 interim  
5 permits received under this section shall only be used to construct  
6 1 sign structure with no more than 2 faces.

7 (10) ~~(9)~~—After construction of a sign structure under an  
8 interim permit is complete, the department shall issue renewable  
9 permits annually for the completed sign structure.

10 (11) ~~(10)~~—If a permit holder for a sign structure that exists  
11 on January 1, 2007 requires additional permits for any reason, the  
12 department may issue a valid renewable permit renewable on an  
13 annual basis without complying with subsection (2) even if the  
14 permit holder has more than 2 valid permits as a result.

15 (12) THE DEPARTMENT SHALL ISSUE A PERMIT FOR A NEW SIGN  
16 STRUCTURE IF THE SIGN MEASURES 8 SQUARE FEET OR LESS AND THE SIGN  
17 IS OF THE SERVICE CLUB OR RELIGIOUS CATEGORY AS DEFINED IN RULES  
18 PROMULGATED BY THE DEPARTMENT.