



General Assembly

Substitute Bill No. 5750

February Session, 2008

* HB05750APP 041408 *

AN ACT CONCERNING OUTDOOR ADVERTISING.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) The Commissioner of
2 Transportation shall offer a lease under the same terms and conditions,
3 or similar terms and conditions that have been negotiated in good
4 faith, to lessees of any lease terminated by the Commissioner of
5 Transportation on or after November 1, 2007, concerning any state
6 property being utilized for the purpose of outdoor advertising, unless
7 (1) a structure, sign, display or device related to such use presents an
8 imminent and immediate physical danger to the public, or (2) a
9 material and significant change in circumstances has given rise to good
10 cause for the termination of such lease. The commissioner shall not
11 terminate, cancel or decline to renew any lease involving, relating to,
12 or arising out of use of state property for outdoor advertising absent
13 clear and convincing evidence that the lessee has materially breached
14 the terms and conditions of the subject lease or that a structure, sign,
15 display or device related to such use presents an immediate and
16 imminent physical danger to the public, provided the commissioner
17 may terminate an existing lease if the state has awarded a contract for
18 activities, including, but not limited to, building construction or road
19 construction, reconstruction or expansion, that are incompatible with
20 the continuing use of the property for outdoor advertising and such
21 activities will commence within sixty days of the termination of the

22 contract.

23 Sec. 2. (NEW) (*Effective from passage*) The Commissioner of
24 Transportation shall not implement Executive Order No. Eighteen of
25 Governor M. Jodi Rell.

26 Sec. 3. (*Effective from passage*) (a) There is established a Commission
27 on Outdoor Advertising that shall be comprised of the following
28 members: (1) Two members appointed by the speaker of the House of
29 Representatives, one of whom shall be appointed to serve as cochair;
30 (2) two members appointed by the president pro tempore of the
31 Senate, one of whom shall be appointed to serve as cochair; (3) one
32 member appointed by the majority leader of the House of
33 Representatives; (4) one member appointed by the majority leader of
34 the Senate; (5) one member appointed by the minority leader of the
35 House of Representatives; (6) one member appointed by the minority
36 leader of the Senate; (7) two members appointed by the Governor; and
37 (8) the Commissioner of Transportation, or the commissioner's
38 designee.

39 (b) All appointments to the commission shall be made no later than
40 July 15, 2008. Any vacancy shall be filled by the appointing authority.

41 (c) The cochairs shall convene the first meeting of the commission
42 no later than August 1, 2008.

43 (d) The commission shall study and evaluate outdoor advertising on
44 state property, permit fees, outdoor advertising spacing, standards
45 relating to outdoor advertising structures, devices or displays whose
46 messages periodically change by electronic or mechanical process or
47 by remote control, and penalties for noncompliance with relevant
48 laws, regulations and industry standards and codes. The commission
49 shall submit a final report, including its findings and
50 recommendations, to the Governor and the General Assembly in
51 accordance with the provisions of section 11-4a of the general statutes
52 not later than January 1, 2009.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	New section

TRA *Joint Favorable Subst.*

APP *Joint Favorable*