

SUBSTITUTE FOR
HOUSE BILL NO. 5919

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:

10 (a) The holder of the valid permit or permits is otherwise in

1 compliance with this act.

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

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

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

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

19 (4) ~~(3)~~-An interim permit that is issued under this section
20 shall only be utilized for the construction of a new sign structure
21 ~~and shall remain in effect without expiration with fees renewed on~~
22 ~~an annual basis~~ **CONSISTENT WITH THE PROVISIONS OF THIS ACT AND**
23 **SHALL REMAIN IN EFFECT WITH AN ANNUAL EXPIRATION TO BE RENEWED UPON**
24 **PAYMENT OF ANNUAL FEES AS REQUIRED UNDER SECTION 7.**

25 (5) ~~(4)~~-Subject to subsections ~~(2)~~-(3) and ~~(8)~~-(9), a permit
26 holder who is exchanging a permit or permits under subsection
27 ~~(2)(e)~~-(3) (E) shall be issued 1 interim permit for each of the

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

House Bill No. 5919 (H-1) as amended May 1, 2008
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. **WHEN AN INTERIM
10 PERMIT IS SURRENDERED FOR THE CONSTRUCTION OF A NEW SIGN STRUCTURE
11 AND THE PERMIT HOLDER IS ISSUED A VALID PERMIT TO CONSTRUCT THE
12 SIGN, CONSTRUCTION OF THE SIGN SHALL BE COMPLETED NO LATER THAN 1
13 YEAR FROM THE ISSUANCE DATE OF THE VALID PERMIT. IF CONSTRUCTION IS
14 NOT COMPLETED NO LATER THAN 1 YEAR FROM THE ISSUANCE DATE OF THE
15 VALID PERMIT, THE VALID PERMIT [MUST BE SURRENDERED IN ACCORDANCE WITH
16 THE PROVISIONS OF THIS SECTION OR] WILL BE CANCELED BY THE DEPARTMENT.**

17 (11) ~~(10)~~—If a permit holder for a sign structure that exists
18 on January 1, 2007 requires additional permits for any reason, the
19 department may issue a valid renewable permit renewable on an
20 annual basis without complying with subsection (2) even if the
21 permit holder has more than 2 valid permits as a result.

22 (12) **THE DEPARTMENT MAY ISSUE A PERMIT FOR A NEW SIGN
23 STRUCTURE IF THE SIGN MEASURES 8 SQUARE FEET OR LESS AND THE SIGN
24 IS OF THE SERVICE CLUB OR RELIGIOUS CATEGORY AS DEFINED IN RULES
PROMULGATED BY THE DEPARTMENT.**