

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Ray offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 2391 and 2392, insert:

5 Section 45. Sections 479.01, 479.015, 479.02, 479.03,
6 479.04, 479.05, 479.07, 479.08, 479.10, 479.105, 479.106,
7 479.107, 479.11, 479.111, 479.12, 479.14, 479.15, 479.155,
8 479.156, 479.16, 479.21, 479.24, and 479.25, Florida Statutes,
9 are designated as part I of chapter 479, Florida Statutes.

10 Section 46. Sections 479.261, 479.262, 479.27, 479.28, and
11 479.30, Florida Statutes, are designated as part II of chapter
12 479, Florida Statutes.

13 Section 47. Part III of chapter 479, Florida Statutes,
14 consisting of sections 479.310, 479.311, 479.312, 479.313, and
15 479.314, is created to read:

16 PART III

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SIGN REMOVAL

17
18 479.310 Legislative intent.--It is the intent of this part
19 to relieve the department from the financial burden incurred in
20 the removal of unpermitted and illegal signs located within the
21 controlled areas adjacent to the State Highway System,
22 interstate, or federal-aid primary system; to place the
23 financial responsibility for the cost of such removal directly
24 upon those benefiting from the location and operation of such
25 unpermitted and illegal signs; and to provide clear authority to
26 the department for the recovery of cost incurred by the
27 department in the removal of such unpermitted and illegal signs.

28 479.311 Jurisdiction; venue.--The county court shall have
29 jurisdiction concurrent with the circuit court to consider
30 claims filed by the department in amounts that are within their
31 jurisdictional limitations. Venue shall be the Leon County for
32 the purpose of a claim filed by the department to recover its
33 costs as provided in this section.

34 479.312 Unpermitted signs; cost of removal.--All costs
35 incurred by the department in connection with the removal of a
36 sign located within a controlled area adjacent to the interstate
37 highway system, the federal-aid primary highway system, or the
38 State Highway System shall be assessed against and collected
39 from the following persons if they have not been issued a permit
40 under part I of this chapter:

41 (1) The owner of the sign;

42 (2) The advertiser displayed on the sign; or

43 (3) The owner of the property upon which the sign is

44 located.

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46 For the purpose of this subsection, a sign that does not display
47 the name of the owner of the sign shall be presumed to be owned
48 by the owner of the property upon which the sign is located.

49 479.313 Permit revocation; cost of removal.--All costs
50 incurred by the department in connection with the removal of a
51 sign located within a controlled area adjacent to the interstate
52 highway system, the federal-aid primary highway system, or the
53 State Highway System following the revocation of the permit for
54 such sign shall be assessed against and collected from the
55 permittee.

56 479.314 Highway rights-of-way; cost of sign removal.--All
57 costs incurred by the department in connection with the removal
58 of a sign located within a right-of-way of the interstate
59 highway system, the federal-aid primary highway system, or the
60 State Highway System shall be assessed against and collected
61 from the owner of the sign or the advertiser displayed on the
62 sign.

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66 **T I T L E A M E N D M E N T**

67 Remove line 217 and insert:
68 designating parts I and II of ch. 479, F.S.; creating part III
69 of ch. 479, F.S., relating to costs incurred in the removal of
70 unpermitted and illegal signs located within the controlled
71 areas adjacent to certain roadways; providing legislative
72 intent; providing that the county court and circuit court have
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73 concurrent jurisdiction; requiring that all costs incurred by
74 the department to remove signs in certain locations on the
75 Interstate Highway System, the federal-aid primary highway
76 system, or the State Highway System shall be assessed and
77 collected from certain persons under certain conditions;
78 providing an effective date.