

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SENATE BILL 284

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Timothy Z. Jennings

AN ACT

RELATING TO HIGHWAYS; PROVIDING FOR ESTABLISHMENT AND
MAINTENANCE OF HISTORICAL MARKERS AT SELECT SITES ALONG THE
STATE'S HIGHWAYS; AMENDING AND ENACTING SECTIONS OF THE NMSA
1978.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of Chapter 67 NMSA 1978 is
enacted to read:

" NEW MATERIAL HISTORICAL MARKERS--STATE HIGHWAY AND
TRANSPORTATION DEPARTMENT DUTIES.--The state highway and
transportation department shall:

A. establish and maintain historical markers at
appropriate locations on state highways to commemorate or
recognize significant historical events or persons of
importance to New Mexico's heritage;

underscored material = new
[bracketed material] = delete

1 B. adopt rules for selection of locations for
2 historical markers; and

3 C. replace, renovate or maintain each existing
4 historical marker at least every four years. "

5 Section 2. Section 67-12-4 NMSA 1978 (being Laws 1966,
6 Chapter 65, Section 4, as amended by Laws 1975, Chapter 174,
7 Section 1 and also by Laws 1975, Chapter 193, Section 2) is
8 amended to read:

9 "67-12-4. OUTDOOR ADVERTISING PROHIBITED--EXCEPTIONS.--

10 A. No outdoor advertising shall be erected or
11 maintained except:

12 (1) directional and other official signs and
13 notices authorized or required by law, including, but not
14 limited to, signs and notices pertaining to houses of worship,
15 natural wonders and scenic and historic attractions;

16 (2) signs, displays and devices advertising
17 the sale or lease of property upon which they are located;

18 (3) signs, displays and devices advertising
19 activities conducted on the property upon which they are
20 located; provided that the bisection of a parcel of land by a
21 highway right of way acquisition shall not in itself be
22 construed as converting the property into more than one
23 parcel;

24 (4) signs, displays and devices located in
25 areas which are zoned as industrial or commercial under

underscored material = new
[bracketed material] = delete

1 authority of law;

2 (5) signs, displays and devices located
3 within six hundred sixty feet of the nearest edge of the right
4 of way, in unzoned industrial or commercial areas as defined
5 by regulations promulgated by the commission, provided that no
6 area shall be considered to be an unzoned commercial or
7 industrial area unless and until a regulation defining the
8 area as unzoned commercial or industrial is promulgated by the
9 commission; [~~and~~]

10 (6) signs lawfully in existence on October
11 22, 1965, determined by the [~~state highway~~] commission,
12 subject to any necessary federal approval, to be landmark
13 signs of historic or artistic significance worthy of
14 preservation, including signs on farm structures or natural
15 surfaces; and

16 (7) historical markers established and
17 maintained by the state highway and transportation department
18 pursuant to Chapter 67 NMSA 1978.

19 B. All outdoor advertising shall conform with
20 standards and specifications, shall bear permits and have paid
21 therefor permit fees, as required by the Highway
22 Beautification Act and regulations promulgated pursuant
23 thereto or authorized thereby, except that permits shall not
24 be required or fees paid for outdoor advertising included in
25 Paragraphs (1), (2) and (3) of Subsection A of this section.

underscored material = new
[bracketed material] = del ete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

C. ~~[Nothing herein to the contrary withstanding]~~
Notwithstanding this section, any outdoor advertising which
was lawfully in existence on the effective date of the Highway
Beautification Act and has continued to so exist may remain in
place until the outdoor advertising is acquired by the
commission or condemnation in relation thereto is commenced by
the commission, whichever first occurs, but only if and so
long as all provisions of Subsection B of this section are
complied with. "

1 FORTY-FOURTH LEGISLATURE

2 FIRST SESSION, 1999

3
4
5
6 February 4, 1999

7
8 Mr. President:

9
10 Your CORPORATIONS & TRANSPORTATION COMMITTEE, to
11 whom has been referred

12
13 SENATE BILL 284

14
15 has had it under consideration and reports same with
16 recommendation that it DO PASS.

17
18
19 Respectfully submitted,

20
21
22
23
24 _____
25 Roman M. Maes, Chairman

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 Adopted _____ Not

2 Adopted _____

3 (Chief Clerk)

(Chief Clerk)

4

5

6

7 Date _____

8

9

10 The roll call vote was 6 For 0 Against

11 Yes: 6

12 No: 0

13 Excused: Aragon, Macias, McKibben, Rawson

14 Absent: None

15

16

17 S0284CT1

18

19

20

21

22

23

24

25

1 FORTY-FOURTH LEGISLATURE
2 FIRST SESSION, 1999
3
4
5

6 March 11, 1999
7

8 Mr. Speaker:
9

10 Your TRANSPORTATION COMMITTEE, to whom has been
11 referred
12

13 SENATE BILL 284
14

15 has had it under consideration and reports same with
16 recommendation that it DO PASS.

17 Respectfully submitted,
18

19
20
21 _____
22 Daniel P. Silva, Chairman
23
24
25

FORTY-FOURTH LEGISLATURE
FIRST SESSION, 1999

3 SB 284

Page 8

4 Adopted _____ Not Adopted _____
5 (Chief Clerk) (Chief Clerk)

7 Date _____

9 The roll call vote was 11 For 0 Against

10 Yes: 11

11 Excused: Whitaker, Williams

12 Absent: None

14 J:\99Bill\SWP\S0284

underscored material = new
[bracketed material] = delete