

## CHAPTER 80

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**TRANSPORTATION**


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**HOUSE BILL 08-1074**

BY REPRESENTATIVE(S) Borodkin, Levy, Rice, and McFadyen;  
also SENATOR(S) Hagedorn.

**AN ACT**

**CONCERNING THE ELIMINATION OF PROVISIONS OF THE "OUTDOOR ADVERTISING ACT" RELATING TO DATES PRIOR TO WHICH NONCONFORMING ADVERTISING DEVICES MUST HAVE BEEN ERECTED.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** 43-1-403 (12), Colorado Revised Statutes, is amended to read:

**43-1-403. Definitions.** As used in this part 4, unless the context otherwise requires:

(12) "Nonconforming advertising device" means any advertising device ~~which~~ THAT was lawfully erected under state law ~~prior to January 1, 1971~~, and has been lawfully maintained in accordance with the provisions of this part 4 or prior state law, except those advertising devices allowed by section 43-1-404 (1).

**SECTION 2.** 43-1-413 (1) and (2) (b), Colorado Revised Statutes, are amended to read:

**43-1-413. Nonconforming advertising devices.** (1) ~~Any~~ A nonconforming advertising device may be continued to be maintained at the same location AT which ~~was occupied by the nonconforming advertising device on July 1, 1971~~ WAS LAWFULLY ERECTED.

(2) The right to maintain any nonconforming advertising device shall be terminated by:

(b) Increase of any dimension of the nonconforming advertising device; ~~over its dimensions on July 1, 1971~~;

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

**SECTION 3. Effective date.** This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, (August 6, 2008, if adjournment sine die is on May 7, 2008); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: March 31, 2008