

Hall of the House of Representatives
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of Senate Bill No. 1039

"TO PROVIDE FOR THE ENFORCEMENT OF LAWS REGULATING JUNKYARDS THAT
ARE VISIBLE FROM THE MAIN-TRAVELED WAY OF ANY INTERSTATE OR PRIMARY
STATE HIGHWAY."

Amendment No. 1 to Senate Bill No. 1039.

Amend Senate Bill No. 1039 as engrossed, S3/16/05 (version: 03-16-2005 08:56):

Page 1, delete line 33 and substitute:
"motor vehicles; and"

AND

Page 2, on line 1 delete "~~fills-;~~ and" and substitute "fills."

AND

Page 2, delete lines 2 through 5

AND

Page 2, delete lines 12 through 15 and substitute:

"(b) ~~Therefore, the right is conferred upon the commission to enforce~~
~~the~~ The provisions of this subchapter may be enforced by means of restraining
order, mandatory injunction, or other appropriate remedy for the abatement of
these public nuisances by:

(1) The State Highway Commission; or

(2) The circuit court of the county in which all or part of a
junkyard or automobile graveyard is situated upon application by a city or
county."

AND

Page 2, delete lines 19 through 26 and substitute:

"(a)(1) ~~The commission is authorized and empowered to require the~~ The
screening of any junkyard by natural objects, plantings, fences, or other
appropriate means, so as not to be visible from the main-traveled way of any
interstate or primary state highway may be required by:

(A) The State Highway Commission; or



(B) The circuit court of the county in which all or part of a junkyard or automobile graveyard is situated upon application by a city or county.

~~(2) The commission is also authorized and empowered to require the~~ The removal from sight of any junkyard not so screened which is so visible from the main-traveled way of the interstate or primary state highway may be required by:

(A) The commission; or

(B) The circuit court of the county in which all or part of a junkyard or automobile graveyard is situated upon application by a city or county.

AND

Page 2, delete line 36 and substitute:

"(c) The commission"

AND

Page 3, on line 1 delete "attorney"

The Amendment was read _____

By: Representative Childers
BBC/BBC - 04-07-2005 16:33
BBC461

Chief Clerk