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, \$3/16/05 (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

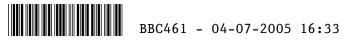
Page 2, delete lines 2 through 5

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 |