

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas  
2 86th General Assembly  
3 Regular Session, 2007

# A Bill

HOUSE BILL 2808

4  
5 By: Representative King  
6  
7

## For An Act To Be Entitled

8  
9 AN ACT TO ALLOW THE COUNTY JUDGE TO DETERMINE  
10 WHETHER FIRE BAN SIGNS SHALL REMAIN OUT AT ALL  
11 TIMES BASED ON INPUT FROM THE FIRE CHIEFS AND  
12 VOLUNTEER FIRE DEPARTMENTS AS WELL AS SAFETY  
13 NEEDS IN THE COUNTY; AND FOR OTHER PURPOSES.  
14

## Subtitle

15  
16 TO ALLOW THE COUNTY JUDGE TO DETERMINE  
17 WHETHER FIRE BAN SIGNS SHALL REMAIN OUT  
18 AT ALL TIMES BASED ON INPUT FROM THE  
19 FIRE CHIEFS AND VOLUNTEER FIRE  
20 DEPARTMENTS AS WELL AS SAFETY NEEDS IN  
21 THE COUNTY.  
22  
23

24 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:  
25

26 SECTION 1. Arkansas Code § 27-67-304(a), concerning use of right-of-  
27 way, is amended to read as follows:

28 (a) The rights-of-way provided for all state highways shall be held  
29 inviolate for state highway purposes, except as provided in subsections (b),  
30 ~~and (c), and (d)~~ of this section. No physical or functional encroachments,  
31 installations, signs other than traffic signs or signals, posters,  
32 billboards, roadside stands, gasoline pumps, or other structures or uses  
33 shall be permitted within the right-of-way limits of state highways.  
34

35 SECTION 2. Arkansas Code § 27-67-304, concerning use of right-of-way,  
36 is amended to add an additional subsection to read as follows:



1       (d) The county judge shall have the exclusive authority to determine  
2 whether fire ban signs shall remain out at all times based on input from fire  
3 chiefs and volunteer fire departments as well as the safety needs in his or  
4 her county.

5  
6       SECTION 3. Arkansas Code § 5-67-101(a), regarding highway signage, is  
7 amended to read as follows:

8       (a) It is unlawful for any person, firm, or corporation to place any  
9 advertising sign on the highway right-of-way in this state, except for a sign  
10 placed under direction of the State Highway Commission or other lawful use of  
11 the right-of-way under § 27-67-304(b), (c), or (d).