

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

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SENATE BILL 315  
Transportation Committee Substitute Adopted 5/18/11  
House Committee Substitute Favorable 6/15/11

Short Title: Roadside Campaign Signs.

(Public)

Sponsors:

Referred to:

March 14, 2011

1 A BILL TO BE ENTITLED  
2 AN ACT TO PERMIT CAMPAIGN SIGNS IN HIGHWAY RIGHTS-OF-WAY WITH  
3 REASONABLE TIME, PLACE, AND MANNER RESTRICTIONS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 136-32 reads as rewritten:

6 "~~§ 136-32. Other than official signs prohibited.~~ Regulation of signs.

7 (a) Commercial Signs. – No unauthorized person shall erect or maintain upon any  
8 highway any warning or direction sign, marker, signal or light or imitation of any official sign,  
9 marker, signal or light erected under the provisions of G.S. 136-30, except in cases of  
10 emergency. No person shall erect or maintain upon any highway any traffic or highway sign or  
11 signal bearing thereon any commercial ~~advertising~~; or political advertising, except as provided  
12 in subsections (b) through (e) of this section: Provided, nothing in this section shall be  
13 construed to prohibit the erection or maintenance of signs, markers, or signals bearing thereon  
14 the name of an organization authorized to erect the same by the Department of Transportation  
15 or by any local authority referred to in G.S. 136-31. Any person who shall violate any of the  
16 provisions of this section shall be guilty of a Class 1 misdemeanor. The Department of  
17 Transportation may remove any signs erected without ~~authority~~; authority or allowed to remain  
18 beyond the deadline established in subsection (b) of this section.

19 (b) Compliant Political Signs Permitted. – During the period beginning on the 30<sup>th</sup> day  
20 before the beginning date of "one-stop" early voting under G.S. 163-227.2 and ending on the  
21 10<sup>th</sup> day after the primary or election day, persons may place political signs in the right-of-way  
22 of the State highway system as provided in this section. Signs must be placed in compliance  
23 with subsection (d) of this section and must be removed by the end of the period prescribed in  
24 this subsection.

25 (c) Definition. – For purposes of this section, "political sign" means any sign that  
26 advocates for political action. The term does not include a commercial sign.

27 (d) Sign Placement. – The permittee must obtain the permission of any property owner  
28 of a residence, business, or religious institution fronting the right-of-way where a sign would be  
29 erected. Signs must be placed in accordance with the following:

- 30 (1) No sign shall be permitted in the right-of-way of a fully controlled access  
31 highway.  
32 (2) No sign shall be closer than three feet from the edge of the pavement of the  
33 road.  
34 (3) No sign shall obscure motorist visibility at an intersection.



1           (4)    No sign shall be higher than 42 inches above the edge of the pavement of the  
2                road.

3           (5)    No sign shall be larger than 864 square inches.

4           (6)    No sign shall obscure or replace another sign.

5           (e)    Penalties for Unlawful Removal of Signs. – It is a Class 3 misdemeanor for a person  
6 to steal, deface, vandalize, or unlawfully remove a political sign that is lawfully placed under  
7 this section.

8           (f)    Application Within Municipalities. – Pursuant to Article 8 of Chapter 160A of the  
9 General Statutes, a city may by ordinance prohibit or regulate the placement of political signs  
10 on rights-of-way of streets located within the corporate limits of a municipality. In the absence  
11 of an ordinance prohibiting or regulating the placement of political signs on the rights-of-way  
12 of streets located within a municipality, the provisions of subsections (b) through (e) of this  
13 section shall apply. For purposes of this section the definitions of "highway" and "street" in  
14 G.S. 20-4.01 shall apply."

15           **SECTION 2.** This act becomes effective January 1, 2012, and applies to any  
16 primary or election held on or after that date.