



Rep. Kelly M. Cassidy

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10300SB0064ham001

LRB103 06008 SPS 60574 a

1 AMENDMENT TO SENATE BILL 64

2 AMENDMENT NO. _____. Amend Senate Bill 64 on page 1, line
3 6, by replacing "Section" with "Sections"; and

4 on page 1, line 6, after "3.21", by inserting "and 14.2"; and

5 by replacing line 20 on page 2 through line 10 on page 3 with
6 "more valuable. "Erect" does not include the attachment of a
7 vinyl substrate to a sign that was permitted or registered to
8 display, in another medium, advertising or other information
9 and such attachment does not cause a substantial change or
10 modification that would terminate nonconforming rights. The
11 changes made to this Section by this amendatory Act of the
12 103rd General Assembly are intended to be retroactive and
13 apply to any permitted or registered sign in operation on or
14 after January 1, 1999, and in operation as of the effective
15 date of this amendatory Act of the 103rd General Assembly that
16 attached a vinyl substrate to a sign that was permitted or

1 registered to display, in another medium, advertising or other
2 information. The changes made to this Section by this
3 amendatory Act of the 103rd General Assembly constitute a
4 determination under State law with respect to customary use
5 and maintenance of signs under 23 U.S.C. 131(d) and 23 CFR
6 750.707(d) (5)."; and

7 on page 6, immediately below line 10, by inserting the
8 following:

9 "(225 ILCS 440/14.2 new)

10 Sec. 14.2. Validation. A previously registered sign that
11 was a painted display on a wall or wall surface (but not a
12 separate wall structure) of a building and that lost its
13 lawful status because an Illinois court of competent
14 jurisdiction determined through a final and non-appealable
15 order that the attachment of a vinyl substrate to the wall or
16 wall surface constituted the erection of a new sign and not
17 normal maintenance and repair under this Act is hereby
18 validated as a lawful registered sign under this Act,
19 including all rights regarding size, spacing, illumination,
20 and alienability. The Department must accord lawful status to
21 the registered sign pursuant to this Section and must allow
22 for the continued operation of that sign by the owner of the
23 sign or its successor in interest without requiring a new
24 registration or permit.

1 This Section is intended to be retroactive to effectuate
2 the purposes of this Section and apply as of January 1, 1999.
3 The addition of this Section by this amendatory Act of the
4 103rd General Assembly constitutes a determination under State
5 law with respect to customary use and maintenance of signs
6 under 23 U.S.C. 131(d) and 23 CFR 750.707(d) (5)."