How and Why Do We Make Revisions to State and Federal Agreements?

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• In January 2014, FHWA published a notice in the Federal Register regarding amendments to a State’s Federal/State Agreement.

• The notice stated that the Federal/State Agreements were written in the late 1960’s and early 1970’s and most have not been amended since the original agreements were executed.

• Accordingly, FHWA believes it is time to review whether these Agreements are consistent with the State’s current outdoor advertising objectives and address the evolving technology being used or that could be used in the future by the outdoor advertising industry.
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• The purpose of the notice was two-fold:
  – To encourage States to work with their FHWA Division Offices to amend their Federal/State Agreements; and
  – To describe the next steps in the Federal State amendment process.
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Topics to discuss

- Is it possible to review the S/F Agreement to merely state that the State shall comply with the minimum requirements of Title 23 and CFR (specifically size, lighting and spacing), leaving the statutory enforcement with the state law to impose more stringent standards?

- Are there currently base line rules established for size, lighting and spacing in federal law and regulations?

- Can there be national standards for size, lighting and minimum requirement for spacing?

- Why is there a requirement for State/Federal Agreements?
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- What are the benefits to a State to change its F/S Agreement?
- What do you see are the risks to a State to change its F/S Agreement?
- For those states who have changed their F/S Agreement, what challenges did you face? What comments did you receive?
- If you are a State considering to change your F/S Agreement, what changes would you be making?
- Has your State been asked to make changes to your F/S Agreement?