

SENATE FILE NO. SF0026

County roads-speed limits and local authority to alter.

Sponsored by: Joint Transportation, Highways and Military
Affairs Interim Committee

A BILL

for

1 AN ACT relating to speed limits; specifying who can
2 establish speed limits; amending the process for altering
3 speed limits; adopting default speed limits for residential
4 districts, subdivisions and paved and unpaved roadways;
5 adding definitions; and providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 31-5-102(a) by creating new
10 paragraphs (lxiv) through (lxvi), 31-5-301(b)(ii) and (iv),
11 31-5-303(b) and 31-5-304(b) are amended to read:

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13 **31-5-102. Definitions.**

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15 (a) Except as otherwise provided, as used in this
16 act:

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(lxiv) "Paved" means a roadway which is covered by hot-rolled asphalt or concrete but is not constructed solely of recycled asphalt;

(lxv) "Unpaved" means a roadway which is not paved;

(lxvi) "Subdivision" means a portion of land for which a subdivision permit has been issued pursuant to W.S. 18-5-304.

31-5-301. Maximum speed limits.

(b) Except when a special hazard exists that requires lower speed for compliance with subsection (a) of this section, the limits specified in this subsection or established as otherwise authorized shall be maximum lawful speeds and no person shall drive a vehicle on a highway at a speed in excess of maximum limits:

(ii) Thirty (30) miles per hour in any urban district and in any residential district or subdivision if the limit is posted upon fixed or variable signs by the

1 superintendent or a local authority in whose jurisdiction
2 the residential district or subdivision is located pursuant
3 to W.S. 31-5-303(b);

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5 (iv) For all other locations, sixty-five (65)
6 miles per hour ~~in other locations~~ where the roadway is
7 paved and forty-five (45) miles per hour where the roadway
8 is unpaved;

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10 **31-5-303. Establishing maximum speed limits by local**
11 **authorities.**

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13 (b) In compliance with rules promulgated by the
14 department, local authorities in their respective
15 jurisdictions ~~shall~~ may determine ~~by an engineering and a~~
16 ~~traffic investigation~~ the proper maximum speed for all
17 streets and highways within their ~~city limits under their~~
18 ~~respective~~ corporate jurisdiction ~~and shall declare a which~~
19 ~~maximum speed is~~ reasonable and safe ~~maximum limit thereon~~
20 ~~and~~ which may be greater or less than the maximum speed
21 permitted under this act. ~~for an urban district~~ The rules
22 promulgated by the department shall adopt standards
23 consistent with those issued or endorsed by the federal
24 highway administrator.

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31-5-304. Minimum speed limits.

(b) Whenever the superintendent ~~or local authorities~~ determines on the basis of an engineering and a traffic investigation that slow speeds on any part of a highway consistently impede the normal and reasonable movement of traffic, the superintendent ~~or local authority~~ may determine and declare a minimum speed limit below which no person shall drive a vehicle except when necessary for safe operation or in compliance with law and that limit is effective when posted upon appropriate fixed or variable signs. A local authority may make the determination permitted under this subsection by complying with rules adopted by the department for this purpose, which rules shall adopt standards consistent with those issued or endorsed by the federal highway administrator.

Section 2. This act is effective July 1, 2011.

(END)