

1 STATE OF OKLAHOMA

2 1st Session of the 47th Legislature (1999)

3 CONFERENCE COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL NO. 1258

By: Reese of the House

and

6 Laughlin and Ford of the
7 Senate

8 CONFERENCE COMMITTEE SUBSTITUTE

9 An Act relating to motor vehicles; amending 47 O.S.
10 1991, Section 11-801, as last amended by Section 1 of
11 Enrolled Senate Bill No. 462 of the 1st Session of
12 the 47th Oklahoma Legislature, which relates to speed
13 limits; modifying speed limit for school buses on
14 certain highways; authorizing modification of speed
15 limits in certain school zones; requiring posting of
16 alternative speed limit; eliminating speed limit
17 provisions regarding certain school zones; and
18 providing an effective date.

19 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

20 SECTION 1. AMENDATORY 47 O.S. 1991, Section 11-801, as
21 last amended by Section 1 of Enrolled Senate Bill No. 462 of the 1st
22 Session of the 47th Oklahoma Legislature, is amended to read as
23 follows:

24 Section 11-801. A. Any person driving a vehicle on a highway
25 shall drive the same at a careful and prudent speed not greater than
26 nor less than is reasonable and proper, having due regard to the
27 traffic, surface and width of the highway and any other conditions
28 then existing, and no person shall drive any vehicle upon a highway
29 at a speed greater than will permit the driver to bring it to a stop
30 within the assured clear distance ahead.

31 B. Except when a special hazard exists that requires lower
32 speed for compliance with subsection A of this section, the limits
33 specified in this act or established as hereinafter authorized shall

1 be maximum lawful speeds, and no person shall drive a vehicle on a
2 highway at a speed in excess of such maximum limits:

3 1. Seventy-five (75) miles per hour in locations comprising:

4 a. the turnpike system, and

5 b. rural segments of the interstate highway system, as
6 may be designated by the Transportation Commission.

7 Provided, however, the Commission shall determine
8 prior to the designation of such segments that the
9 public safety will not be jeopardized;

10 2. Seventy (70) miles per hour in locations which are:

11 a. four-lane divided highways including, but not limited
12 to, the interstate highway system, and

13 b. super two-lane highways. As used in this section, a
14 super two-lane highway shall mean any two-lane highway
15 with designated passing lanes, and consisting of paved
16 shoulders not less than eight (8) feet in width.

17 3. Sixty-five (65) miles per hour in other locations;

18 4. No person shall drive a school bus at a speed greater than a
19 maximum of ~~fifty (50)~~ fifty-five (55) miles per hour on paved two-
20 lane highways except on turnpikes and interstate highways where the
21 maximum shall be sixty-five (65) miles per hour;

22 5. On any highway outside of a municipality, the speed limit in
23 a properly marked school zone shall be a maximum of twenty-five (25)
24 miles per hour, provided the zone is marked with appropriate warning
25 signs placed in accordance with the latest edition of the Manual on
26 Uniform Traffic Control Devices. The Oklahoma Department of
27 Transportation may determine on the basis of an engineering and
28 traffic investigation that a speed limit higher than twenty-five
29 (25) miles per hour may be reasonable and safe under conditions as
30 they exist upon a highway, and post an alternative school zone speed
31 limit. The Department of Transportation shall mark such school
32 zones, or entrances and exits onto highways by buses or students, so

1 that the maximum speed provided by this section shall be established
2 therein. Exits and entrances to controlled-access highways which
3 are within such school zones shall be marked in the same manner as
4 other highways. The county commissioners shall mark such school
5 zones along the county roads so that the maximum speed provided by
6 this section shall be established therein. Said signs may be either
7 permanent or temporary. The Department of Transportation shall
8 give priority over all other signing projects to the foregoing duty
9 to mark school zones. The Department shall also provide other
10 safety devices for school zones which are needed in the opinion of
11 the Department;

12 6. No person shall drive any vehicle at a greater maximum speed
13 than twenty-five (25) miles per hour or a posted alternative school
14 zone speed limit through state schools located on the state-owned
15 land adjoining or outside the limits of a corporate city or town
16 where a state educational institution is established;

17 ~~7. On any highway outside of a municipality, the speed limit in~~
18 ~~a school zone, provided the zone is not marked with appropriate~~
19 ~~warning signs placed in accordance with the latest edition of the~~
20 ~~Manual on Uniform Traffic Control Devices, shall be twenty (20)~~
21 ~~miles per hour below the posted speed limit for the highway, during~~
22 ~~regular school hours;~~

23 ~~8.~~ No person shall drive any vehicle on a highway in any state
24 park or wildlife refuge at a rate of speed in excess of thirty-five
25 (35) miles per hour. Provided, however, that the provisions of this
26 section shall not include the State Capitol park area, and no person
27 shall drive any vehicle at a rate of speed in excess of forty-five
28 (45) miles per hour on any state or federal designated highway
29 within such areas; and

30 ~~9.~~ 8. No person shall drive any vehicle or combination of
31 vehicles with solid rubber or metal tires at a speed greater than
32 the maximum of ten (10) miles per hour.

1 The maximum speed limits set forth in this act may be altered as
2 authorized in Sections 11-802 and 11-803 of this title.

3 C. The Transportation Commission is hereby authorized to
4 prescribe maximum and minimum speeds for all vehicles and any
5 combinations of vehicles using controlled-access highways. Such
6 regulations shall become effective after signs have been posted on
7 these highways giving notice thereof. Such regulations may apply to
8 an entirely controlled-access highway or to selected sections
9 thereof as may be designated by the Transportation Commission. It
10 shall be a violation of this section to drive any vehicle at a
11 faster rate of speed than such prescribed maximum or at a slower
12 rate of speed than such prescribed minimum. However, all vehicles
13 shall at all times conform to subsection A of this section.

14 Copies of such regulations certified as in effect on any
15 particular date by the Secretary of the Transportation Commission
16 shall be accepted as evidence in any court in this state. Whenever
17 changes have been made in speed zones, copies of such regulations
18 shall be filed with the State Commissioner of Public Safety.

19 D. The driver of every vehicle shall, consistent with the
20 requirements of subsection A of this section, drive at an
21 appropriate reduced speed when approaching and crossing an
22 intersection or railway grade crossing, when approaching and going
23 around a curve, when approaching a hillcrest, when driving upon any
24 narrow or winding roadway, and when special hazard exists with
25 respect to pedestrians or other traffic, or by reason of weather or
26 highway conditions.

27 E. 1. No person shall drive a vehicle on a county road at a
28 speed in excess of fifty-five (55) miles per hour unless posted
29 otherwise by the board of county commissioners, as provided in
30 subparagraphs a through c of this paragraph, as follows:

- 31 a. the board of county commissioners may determine, by
32 resolution, a maximum speed limit which shall apply to

1 all county roads which are not otherwise posted for
2 speed,

3 b. the board of county commissioners shall provide public
4 notice of the speed limit on all nonposted roads by
5 publication in a newspaper of general circulation in
6 the county. The notice shall be published once weekly
7 for a period of four (4) continuous weeks, and

8 c. the board of county commissioners shall forward the
9 resolution to the Director of the Department of
10 Transportation and to the Commissioner of Public
11 Safety.

12 2. The Department of Transportation shall post speed limit
13 information, as determined pursuant to the provisions of
14 subparagraphs a through c of paragraph 1 of this subsection, on the
15 county line marker where any state highway enters a county and at
16 all off-ramps where interstate highways or turnpikes enter a county.
17 The signs shall read as follows:

18 ENTERING _____ COUNTY
19 COUNTY ROAD SPEED LIMIT
20 _____ MPH
21 UNLESS POSTED OTHERWISE

22 The appropriate board of county commissioners shall reimburse
23 the Department of Transportation the full cost of the signage
24 required herein.

25 SECTION 2. This act shall become effective November 1, 1999.

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27 47-1-7192 LAC 6/11/15
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