

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE
4 FOR
5 HOUSE BILL NO. 1488

By: Turner

6
7 COMMITTEE SUBSTITUTE

8 An Act relating to motor vehicles; amending 47 O.S.
9 1991, Section 11-801, as amended by Section 1,
10 Chapter 324, O.S.L. 1996 (47 O.S. Supp. 1998, Section
11 11-801), which relates to maximum speed limits;
12 setting maximum speed limit for county roads; and
13 providing an effective date.

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

15 SECTION 1. AMENDATORY 47 O.S. 1991, Section 11-801, as
16 amended by Section 1, Chapter 324, O.S.L. 1996 (47 O.S. Supp. 1998,
17 Section 11-801), is amended to read as follows:

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

25 B. Except when a special hazard exists that requires lower
26 speed for compliance with subsection A of this section, the limits
27 specified in this act or established as hereinafter authorized shall
28 be maximum lawful speeds, and no person shall drive a vehicle on a
29 highway at a speed in excess of such maximum limits:

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

31 a. the turnpike system, and
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1 b. rural segments of the interstate highway system, as
2 may be designated by the Transportation Commission.
3 Provided, however, the Commission shall determine
4 prior to the designation of such segments that the
5 public safety will not be jeopardized;

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

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

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

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

14 4. No person shall drive a school bus at a speed greater than a
15 maximum of fifty (50) miles per hour except on turnpikes and
16 interstate highways where the maximum shall be sixty-five (65) miles
17 per hour;

18 5. On any highway outside of a municipality, the speed limit in
19 a properly marked school zone shall be a maximum of twenty-five (25)
20 miles per hour, provided the zone is marked with appropriate warning
21 signs placed in accordance with the latest edition of the Manual on
22 Uniform Traffic Control Devices. The Department of Transportation
23 shall mark such school zones, or entrances and exits onto highways
24 by buses or students, so that the maximum speed provided by this
25 section shall be established therein. Exits and entrances to
26 controlled-access highways which are within such school zones shall
27 be marked in the same manner as other highways. The county
28 commissioners shall mark such school zones along the county roads so
29 that the maximum speed provided by this section shall be established
30 therein. Said signs may be either permanent or temporary. The
31 Department of Transportation shall give priority over all other
32 signing projects to the foregoing duty to mark school zones. The

1 Department shall also provide other safety devices for school zones
2 which are needed in the opinion of the Department;

3 6. No person shall drive any vehicle at a greater maximum speed
4 than twenty-five (25) miles per hour through state schools located
5 on the state-owned land adjoining or outside the limits of a
6 corporate city or town where a state educational institution is
7 established;

8 7. No person shall drive any vehicle on a highway in any state
9 park or wildlife refuge at a rate of speed in excess of thirty-five
10 (35) miles per hour. ~~Provided, however~~ However, that the provisions
11 of this section shall not include the State Capitol park area, and
12 no person shall drive any vehicle at a rate of speed in excess of
13 forty-five (45) miles per hour on any state or federal designated
14 highway within such areas; and

15 8. No person shall drive any vehicle or combination of vehicles
16 with solid rubber or metal tires at a speed greater than the maximum
17 of ten (10) miles per hour.

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

20 C. The Transportation Commission is hereby authorized to
21 prescribe maximum and minimum speeds for all vehicles and any
22 combinations of vehicles using controlled-access highways. Such
23 regulations shall become effective after signs have been posted on
24 these highways giving notice thereof. Such regulations may apply to
25 an entirely controlled-access highway or to selected sections
26 thereof as may be designated by the Transportation Commission. It
27 shall be a violation of this section to drive any vehicle at a
28 faster rate of speed than such prescribed maximum or at a slower
29 rate of speed than such prescribed minimum. However, all vehicles
30 shall at all times conform to subsection A of this section.

31 Copies of such regulations certified as in effect on any
32 particular date by the Secretary of the Transportation Commission

1 shall be accepted as evidence in any court in this state. Whenever
2 changes have been made in speed zones, copies of such regulations
3 shall be filed with the State Commissioner of Public Safety.

4 D. The driver of every vehicle shall, consistent with the
5 requirements of subsection A of this section, drive at an
6 appropriate reduced speed when approaching and crossing an
7 intersection or railway grade crossing, when approaching and going
8 around a curve, when approaching a hillcrest, when driving upon any
9 narrow or winding roadway, and when special hazard exists with
10 respect to pedestrians or other traffic, or by reason of weather or
11 highway conditions.

12 E. 1. No person shall drive a vehicle on a county road at a
13 speed in excess of fifty-five (55) miles per hour unless a lower
14 maximum speed limit is posted otherwise by the board of county
15 commissioners, as provided in subparagraphs a through c of this
16 paragraph, as follows:

- 17 a. the board of county commissioners may determine, by
18 resolution, a maximum speed limit which shall apply to
19 all county roads which are not otherwise posted for
20 speed,
21 b. the board of county commissioners shall provide public
22 notice of the speed limit on all nonposted roads by
23 publication in a newspaper of general circulation in
24 the county. The notice shall be published once weekly
25 for a period of four (4) continuous weeks, and
26 c. the board of county commissioners shall forward the
27 resolution to the Director of the Department of
28 Transportation and to the Commissioner of Public
29 Safety.

30 2. The Department of Transportation shall post speed limit
31 information, as determined pursuant to the provisions of
32 subparagraphs a through c of paragraph 1 of this subsection, on the

1 county line marker where any state highway enters a county and at
2 all off-ramps where interstate highways or turnpikes enter a county.

3 The signs read as follows:

4 ENTERING _____ COUNTY

5 COUNTY ROAD SPEED LIMIT

6 _____ MPH

7 UNLESS POSTED OTHERWISE

8 The appropriate board of county commissioners shall reimburse
9 the Department of Transportation the full cost of the signage
10 required herein.

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

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