

HOUSE BILL NO. HB0048

Eighty miles per hour speed limit.

Sponsored by: Representative(s) Lubnau

A BILL

for

1 AN ACT relating to speed limits; establishing a maximum
2 speed limit declarable by state authorities; modifying and
3 clarifying the state superintendent's ability to designate
4 higher speed limits; amending the identification of
5 speeding violations that are kept in state records; and
6 providing for an effective date.

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

9

10 **Section 1.** W.S. 31-5-301(b)(iii)(A) and (d) and
11 31-5-302 are amended to read:

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13 **31-5-301. Maximum speed limits.**

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15 (b) Except when a special hazard exists that requires
16 lower speed for compliance with subsection (a) of this
17 section, the limits specified in this subsection or

1 established as otherwise authorized shall be maximum lawful
2 speeds and no person shall drive a vehicle on a highway at
3 a speed in excess of maximum limits:

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5 (iii) Seventy-five (75) miles per hour on
6 interstate highways. Nothing in this paragraph shall be
7 construed to:

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9 (A) Affect the authority of the
10 superintendent to otherwise designate lower or higher
11 maximum speed limits on interstate highways ~~except as~~
12 ~~provided for in W.S. 31-5-303(b)~~ in accordance with other
13 laws; or

14

15 (d) Speeding violations of up to eighty (80) miles
16 per hour where the posted speed limit is at least sixty-
17 five (65) miles per hour but not more than seventy-five
18 (75) miles per hour, or less than six (6) miles per hour
19 over the posted speed limit in all other instances and
20 zones, except violations for exceeding the speed limit in a
21 school zone, or construction zone, and violations received
22 while operating a commercial motor vehicle as defined by
23 W.S. 31-7-102(a)(viii), shall not be made a part of the

1 abstracts or records kept by the department of
2 transportation pursuant to W.S. 31-5-1214 or 31-7-120.

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4 **31-5-302. Establishment of specific maximum speed**
5 **limits by superintendent.**

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7 Whenever the superintendent determines upon the basis of an
8 engineering and traffic investigation, or in the event of a
9 vehicle or weather emergency, that a maximum speed greater
10 or less than that authorized herein is ~~required for~~ safe
11 and reasonable ~~vehicle operation~~ under the conditions found
12 to exist at any intersection or other place or upon any
13 part of the state highway system, the superintendent,
14 except as provided for in W.S. 31-5-303(b), may determine
15 and declare a reasonable and safe maximum limit thereat,
16 which shall be effective when appropriate signs giving
17 notice thereof are erected and which shall not exceed
18 eighty (80) miles per hour. The maximum speed limit may be
19 declared to be effective at all times or at such times as
20 are indicated upon the signs and differing limits may be
21 established for different times of day, different types of
22 vehicles, varying weather conditions, and other factors
23 bearing on safe speeds, which shall be effective when
24 posted upon appropriate fixed or variable signs. This

1 section does not grant power to the superintendent to
2 declare statewide or countywide maximum speed limits but
3 grants power to declare maximum speed limits for the public
4 safety in localized geographic areas.

5

6 **Section 2.** This act is effective July 1, 2012.

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8

(END)