

By the Committee on Transportation and Senator Mitchell

306-2047A-00

1                                   A bill to be entitled  
2           An act relating to state uniform traffic  
3           control; amending s. 316.189, F.S.; providing  
4           that a county or municipality under certain  
5           circumstances may lower speed limits set by the  
6           Department of Transportation on state highways  
7           or connecting links or extensions thereof  
8           located within the county or municipality when  
9           such change is determined to be necessary to  
10          ensure safety; requiring counties and  
11          municipalities to reimburse the department for  
12          certain costs; providing an effective date.

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14 Be It Enacted by the Legislature of the State of Florida:

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16           Section 1. Subsections (1) and (2) of section 316.189,  
17 Florida Statutes, are amended to read:

18           316.189 Establishment of municipal and county speed  
19 zones.--

20           (1) MUNICIPAL SPEED.--The maximum speed within any  
21 municipality is 30 miles per hour. With respect to residence  
22 districts, a municipality may set a maximum speed limit of 20  
23 or 25 miles per hour on local streets and highways after an  
24 investigation determines that such a limit is reasonable. It  
25 shall not be necessary to conduct a separate investigation for  
26 each residence district. A municipality may set speed zones  
27 altering the speed limit, both as to maximum, not to exceed 60  
28 miles per hour, and minimum, after investigation determines  
29 such a change is reasonable and in conformity to criteria  
30 promulgated by the Department of Transportation. A  
31 municipality may lower speed limits set by the Department of

1 Transportation, ~~except that no changes shall be made~~ on  
2 non-limited-access state highways or connecting links or  
3 extensions thereof located within the municipality by not more  
4 than 15 miles per hour in 5-mile-per-hour increments, when  
5 such change is reasonable and in conformity with criteria  
6 promulgated by the Department of Transportation or based upon  
7 a traffic or engineering study conducted by the affected local  
8 government; however, the limit may not be reduced below 45  
9 miles per hour. A municipality that reduces the speed limit on  
10 a non-limited-access state highway or connecting link or  
11 extension thereof shall reimburse the Department of  
12 Transportation for the cost of installing, maintaining, and  
13 replacing all traffic control devices required to post the  
14 reduced speed limit.~~which shall be changed only by the~~  
15 ~~Department of Transportation.~~

16 (2) SPEED ON COUNTY ROADS.--The maximum speed on any  
17 county-maintained road is:

18 (a) In any business or residence district, 30 miles  
19 per hour in the daytime or nighttime; provided that with  
20 respect to residence districts a county may set a maximum  
21 speed limit of 25 miles per hour after an investigation  
22 determines that such a limit is reasonable; and it shall not  
23 be necessary to conduct a separate investigation in each  
24 residence district.

25 (b) On any other part of a county road not a business  
26 or residence district, as set forth in s. 316.183.

27  
28 However, the board of county commissioners may set speed zones  
29 altering such speeds, both as to maximum and minimum, after  
30 investigation determines such a change is reasonable and in  
31 conformity to criteria promulgated by the Department of

1 Transportation, except that no such speed zone shall permit a  
2 speed of more than 60 miles per hour. A county may lower speed  
3 limits set by the Department of Transportation on  
4 non-limited-access state highways or connecting links or  
5 extensions thereof located within the county by not more than  
6 15 miles per hour in 5-mile-per-hour increments, when such  
7 change is reasonable and in conformity with criteria  
8 promulgated by the Department of Transportation or based upon  
9 a traffic or engineering study conducted by the affected local  
10 government; however, the limit may not be reduced below 45  
11 miles per hour. A county that reduces the speed limit on a  
12 non-limited-access state highway or connecting link or  
13 extension thereof shall reimburse the Department of  
14 Transportation for the cost of installing, maintaining, and  
15 replacing all traffic control devices required to post the  
16 reduced speed limit.

17 Section 2. This act shall take effect July 1, 2000.

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19 STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
20 COMMITTEE SUBSTITUTE FOR  
21 SB 1802

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22 This CS provides a county or municipality may lower speed  
23 limits set by the Florida Department of Transportation (FDOT)  
24 on non-limited access state highways or on state highway  
25 connecting links or extensions located within the county or  
26 municipality by not more than 15 miles-per-hour, in increments  
27 of 5 miles-per-hour, when such change is reasonable and in  
28 conformity to criteria promulgated by FDOT or based upon a  
29 traffic or engineering study conducted by the affected local  
30 government; however, the limit may not be reduced below 45  
31 miles-per-hour. The municipality or county is responsible for  
reimbursing FDOT for the cost of installing, maintaining and  
replacing all necessary traffic control devices.

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