

hbd-09

Bill No. CS/HB 893

Amendment No. ____ (for drafter's use only)

| | <u>Senate</u> | CHAMBER ACTION | <u>House</u> |
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Representative(s) Spratt offered the following:

Amendment (with title amendment)

On page 23, between lines 25 and 26, of the bill

insert:

Section 8. Section 316.189, Florida Statutes, is amended to read:

316.189 Establishment of municipal and county speed zones.--

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

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

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

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

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

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

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

17 (3) POSTING OF SPEED LIMITS.--All speed zones shall be
 18 posted with clearly legible signs. No change in speeds from
 19 30 miles per hour or from those established in s. 316.183
 20 shall take effect until the zone is posted by the authority
 21 changing the speed pursuant to this section and s. 316.187.
 22 All signs which limit or establish speed limits, maximum and
 23 minimum, shall be so placed and so painted as to be plainly
 24 visible and legible in daylight or in darkness when
 25 illuminated by headlights.

26 (4) PENALTY.--Violation of the speed limits
 27 established under this section must be cited as a moving
 28 violation, punishable as provided in chapter 318.

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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 On page 2, line 4, after "projects;"

4

5 insert:

6 amending s. 316.189, F.S.; authorizing
7 municipalities to lower speed limits on
8 non-limited access state highways under certain
9 circumstances; providing that municipalities
10 must reimburse the department for certain
11 costs;

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