

House Bill 2827

Sponsored by Representative FLORES

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Limits applicability of 20-mile-per-hour speed limit on highways to times when flashing light is operating and to times posted on signs in school zone.

Declares emergency, effective July 1, 2005.

A BILL FOR AN ACT

1
2 Relating to speed limits in school zones; amending ORS 811.111; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 811.111 is amended to read:

5 811.111. (1) A person commits the offense of violating a speed limit if the person:

6 (a) Drives a vehicle on an interstate highway at a speed greater than 65 miles per hour or, if
7 a different speed is posted under ORS 810.180 (3), at a speed greater than the posted speed.

8 (b) Notwithstanding paragraph (a) of this subsection, drives any of the following vehicles at a
9 speed greater than 55 miles per hour on any highway or, if a different speed is posted under ORS
10 810.180 (3), at a speed greater than the posted speed:

11 (A) A motor truck or truck tractor with a gross vehicle weight rating of more than 8,000 pounds.

12 (B) A school bus.

13 (C) A school activity vehicle.

14 (D) A worker transport bus.

15 (E) A bus operated for transporting children to and from church or an activity or function au-
16 thorized by a church.

17 (F) Any vehicle used in the transportation of persons for hire by a nonprofit entity as provided
18 in ORS 825.017 (9).

19 (c) Drives a vehicle or conveyance on any part of the ocean shore in this state at a speed
20 greater than any of the following:

21 (A) Any designated speed for ocean shores that is established and posted under ORS 810.180.

22 (B) If no designated speed is posted under ORS 810.180, 25 miles per hour.

23 (d) Drives a vehicle upon a highway in any city at a speed greater than a speed posted by au-
24 thority granted under ORS 810.180 or, if no speed is posted, the following:

25 (A) Fifteen miles per hour when driving on an alley.

26 (B) Twenty miles per hour in a business district.

27 (C) Twenty-five miles per hour in a public park.

28 (D) Twenty-five miles per hour on a highway in a residence district if the highway is not an
29 arterial highway.

30 (E) Sixty-five miles per hour on an interstate highway.

31 (F) Fifty-five miles per hour in locations not otherwise described in this paragraph.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (e) Drives a vehicle in a school zone at a speed greater than 20 miles per hour:

2 [(A) *At any time, if the school zone is a segment of highway described in ORS 801.462 (1)(a) that*
3 *is contiguous to a segment of highway on which:*]

4 [(i) *There is a posted speed of 30 miles per hour or less;*]

5 [(ii) *There is a speed limit of 30 miles per hour or less; or*]

6 [(iii) *A speed of 30 miles per hour or less is prima facie evidence of violation of the basic speed*
7 *rule under ORS 811.105.*]

8 [(B) *At any time that a flashing light described in ORS 811.106 is operating or at any time posted*
9 *on signs in the school zone, if the school zone is a segment of highway described in ORS 801.462 (1)(a)*
10 *that is contiguous to a segment of highway on which:*]

11 [(i) *There is a posted speed greater than 30 miles per hour;*]

12 [(ii) *There is a speed limit greater than 30 miles per hour; or*]

13 [(iii) *A speed greater than 30 miles per hour is prima facie evidence of violation of the basic speed*
14 *rule under ORS 811.105.*]

15 **(A) At any time that a flashing light described in ORS 811.106 is operating or at any time**
16 **posted on signs in the school zone, if the school zone is a segment of highway described in**
17 **ORS 801.462 (1)(a).**

18 [(C)] **(B)** At any time that a flashing light described in ORS 811.106 is operating, at any time
19 posted on signs in the school zone or at any time that children are present, if the school zone is a
20 crosswalk described in ORS 801.462 (1)(b).

21 (2) The offense described in this section, violating a speed limit, is punishable as provided in
22 ORS 811.109.

23 **SECTION 2. This 2005 Act being necessary for the immediate preservation of the public**
24 **peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect**
25 **July 1, 2005.**