

# Enrolled House Bill 2840

Sponsored by Representatives RICHARDSON, DALTO; Representatives ACKERMAN, ANDERSON, AVAKIAN, BARKER, BUTLER, ESQUIVEL, FARR, FLORES, GALIZIO, GARRARD, GREENLICK, HUNT, KRIEGER, KRUMMEL, MACPHERSON, MERKLEY, NELSON, ROBLAN, SCHAUFLEER, SUMNER, TOMEI, WHISNANT, Senators GEORGE, MORSE, B STARR, WINTERS

CHAPTER .....

## AN ACT

Relating to school zones; amending ORS 811.111; and prescribing an effective date.

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

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

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

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

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

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

(B) A school bus.

(C) A school activity vehicle.

(D) A worker transport bus.

(E) A bus operated for transporting children to and from church or an activity or function authorized by a church.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

**(e) Drives a vehicle in a school zone at a speed greater than 20 miles per hour if the school zone is:**

**(A) A segment of highway described in ORS 801.462 (1)(a) and:**

**(i) The school zone has a flashing light used as a traffic control device and operated under ORS 811.106 and the flashing light indicates that children may be arriving at or leaving school; or**

**(ii) If the school zone does not have a flashing light used as a traffic control device, the person drives in the school zone between 7 a.m. and 5 p.m. on a day when school is in session.**

**(B) A crosswalk described in ORS 801.462 (1)(b) and:**

**(i) A flashing light used as a traffic control device and operated under ORS 811.106 indicates that children may be arriving at or leaving school; or**

**(ii) Children are present, as described in ORS 811.124.**

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

**SECTION 2. This 2005 Act takes effect on July 1, 2006.**

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**Passed by House May 5, 2005**

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Chief Clerk of House

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Speaker of House

**Passed by Senate June 27, 2005**

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President of Senate

**Received by Governor:**

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**Approved:**

.....M,....., 2005

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Governor

**Filed in Office of Secretary of State:**

.....M,....., 2005

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Secretary of State