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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 3498

02/18/2020 Authored by Schultz, Halverson, Runbeck, Youakim, Becker-Finn and others
The bill was read for the first time and referred to the Transportation Finance and Policy Division
03/09/2020 Adoption of Report: Re-referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to transportation; amending certain speed limits in school zones; amending
1.3 Minnesota Statutes 2018, sections 169.011, by adding a subdivision; 169.14,
1.4 subdivisions 2, 5a.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2018, section 169.011, is amended by adding a subdivision
1.7 to read:

1.8 Subd. 90a. Urban residential district. "Urban residential district" means an urban
1.9 district that consists exclusively or substantially of dwelling houses.

1.10 Sec. 2. Minnesota Statutes 2018, section 169.14, subdivision 2, is amended to read:

1.11 Subd. 2. Speed limits. (a) Where no special hazard exists the following speeds shall be
1.12 lawful, but any speeds in excess of such limits shall be prima facie evidence that the speed
1.13 is not reasonable or prudent and that it is unlawful; except that the speed limit within any
1.14 municipality shall be a maximum limit and any speed in excess thereof shall be unlawful:

- 1.15 (1) 30 miles per hour in an urban district;
1.16 (2) 65 miles per hour on noninterstate expressways, as defined in section 160.02,
1.17 subdivision 18b, and noninterstate freeways, as defined in section 160.02, subdivision 19;
1.18 (3) 55 miles per hour in locations other than those specified in this section;
1.19 (4) 70 miles per hour on interstate highways outside the limits of any urbanized area
1.20 with a population of greater than 50,000 as defined by order of the commissioner of
1.21 transportation;

2.1 (5) 65 miles per hour on interstate highways inside the limits of any urbanized area with  
 2.2 a population of greater than 50,000 as defined by order of the commissioner of transportation;

2.3 (6) ten miles per hour in alleys;

2.4 (7) 25 miles per hour in residential roadways if adopted by the road authority having  
 2.5 jurisdiction over the residential roadway; ~~and~~

2.6 (8) 35 miles per hour in a rural residential district if adopted by the road authority having  
 2.7 jurisdiction over the rural residential district; and

2.8 (9) 20 miles per hour within a school zone, as defined in subdivision 5a, in an urban  
 2.9 residential district.

2.10 (b) A speed limit adopted under paragraph (a), clause (7), is not effective unless the road  
 2.11 authority has erected signs designating the speed limit and indicating the beginning and end  
 2.12 of the residential roadway on which the speed limit applies.

2.13 (c) A speed limit adopted under paragraph (a), clause (8), is not effective unless the road  
 2.14 authority has erected signs designating the speed limit and indicating the beginning and end  
 2.15 of the rural residential district for the roadway on which the speed limit applies.

2.16 (d) Notwithstanding section 609.0331 or 609.101 or other law to the contrary, a person  
 2.17 who violates a speed limit established in this subdivision, or a speed limit designated on an  
 2.18 appropriate sign under subdivision 4, 5, 5b, 5c, or 5e, by driving 20 miles per hour or more  
 2.19 in excess of the applicable speed limit, is assessed an additional surcharge equal to the  
 2.20 amount of the fine imposed for the speed violation, but not less than \$25.

2.21 **EFFECTIVE DATE.** This section is effective August 1, 2021.

2.22 Sec. 3. Minnesota Statutes 2018, section 169.14, subdivision 5a, is amended to read:

2.23 Subd. 5a. **Speed zoning in school zone; surcharge.** (a) A local authority must establish  
 2.24 a school speed limit within a school zone of each public or nonpublic school that is located  
 2.25 outside an urban residential district based on speed limit guidance and studies. No engineering  
 2.26 and traffic investigation is required. The school speed limit must be at least ten miles per  
 2.27 hour below and not more than 30 miles per hour below the otherwise established speed limit  
 2.28 on the affected street or highway.

2.29 (b) Notwithstanding paragraph (a) or subdivision 2, a local ~~authorities~~ authority may  
 2.30 establish a school speed limit within a school zone of a public or nonpublic school ~~upon~~  
 2.31 the basis of an. No engineering and traffic investigation as ~~prescribed by the commissioner~~  
 2.32 of transportation. is required. The school speed limit under this paragraph must not be less

3.1 than 15 miles per hour and not be more than 30 miles per hour below the otherwise  
3.2 established speed limit on the affected street or highway.

3.3 ~~(c)~~ (c) The establishment of a school speed limit on any trunk highway ~~shall be with~~ requires  
3.4 the consent of the commissioner of transportation. ~~Such~~ The school speed limits ~~shall be~~  
3.5 are in effect when children are present, going to or leaving school during opening or closing  
3.6 hours or during school recess periods. ~~The school speed limit shall not be lower than 15~~  
3.7 ~~miles per hour and shall not be more than 30 miles per hour below the established speed~~  
3.8 ~~limit on an affected street or highway.~~

3.9 ~~(b)~~ (d) The school speed limit ~~shall be~~ is effective upon the erection of appropriate signs  
3.10 designating the speed and indicating the beginning and end of the reduced speed zone. Any  
3.11 speed in excess of such posted school speed limit is unlawful. All such signs ~~shall~~ must be  
3.12 erected by the local authorities on those streets and highways under their respective  
3.13 jurisdictions and by the commissioner of transportation on trunk highways.

3.14 ~~(e)~~ (e) For the purpose of this subdivision, "school zone" means that section of a street  
3.15 or highway which abuts the grounds of a school where children have access to the street or  
3.16 highway from the school property or where an established school crossing is located provided  
3.17 the school advance sign prescribed by the Manual on Uniform Traffic Control Devices  
3.18 adopted by the commissioner of transportation pursuant to section 169.06 is in place. All  
3.19 signs erected by local authorities to designate speed limits in school zones ~~shall~~ must conform  
3.20 to the Manual on Uniform Traffic Control Devices.

3.21 ~~(d)~~ (f) Notwithstanding section 609.0331 or 609.101 or other law to the contrary, a  
3.22 person who violates a speed limit established under this subdivision is assessed an additional  
3.23 surcharge equal to the amount of the fine imposed for the violation, but not less than \$25.

3.24 **EFFECTIVE DATE.** This section is effective August 1, 2021.