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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 1456

03/11/2013 Authored by McNamar; Simonson; Erickson, R.; Nornes and Fischer
The bill was read for the first time and referred to the Committee on Transportation Policy

1.1 A bill for an act
1.2 relating to transportation; modifying statutory speed limit; allowing residents
1.3 and property owners to petition for engineering and traffic investigation of
1.4 speed along trunk highway; amending Minnesota Statutes 2012, section 169.14,
1.5 subdivisions 2, 4.

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

1.7 Section 1. Minnesota Statutes 2012, section 169.14, subdivision 2, is amended to read:

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

1.13 (1) 30 miles per hour in an urban district;

1.14 (2) 65 miles per hour on noninterstate expressways, as defined in section 160.02,
1.15 subdivision 18b, and noninterstate freeways, as defined in section 160.02, subdivision 19;

1.16 (3) ~~55~~ 60 miles per hour in locations other than those specified in this section;

1.17 (4) 70 miles per hour on interstate highways outside the limits of any urbanized area
1.18 with a population of greater than 50,000 as defined by order of the commissioner of
1.19 transportation;

1.20 (5) 65 miles per hour on interstate highways inside the limits of any urbanized area
1.21 with a population of greater than 50,000 as defined by order of the commissioner of
1.22 transportation;

1.23 (6) ten miles per hour in alleys;

1.24 (7) 25 miles per hour in residential roadways if adopted by the road authority having
1.25 jurisdiction over the residential roadway; and

2.1 (8) 35 miles per hour in a rural residential district if adopted by the road authority
2.2 having jurisdiction over the rural residential district.

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

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

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

2.14 **EFFECTIVE DATE.** This section is effective upon the placement of conforming
2.15 signs designating the speed specified in this section by the commissioner of transportation
2.16 on affected trunk highways and by local authorities on affected streets and highways under
2.17 their jurisdictions. The placement of conforming signs must occur during the ordinary
2.18 course of placement and replacement of signs, but must be completed before January
2.19 1, 2025.

2.20 Sec. 2. Minnesota Statutes 2012, section 169.14, subdivision 4, is amended to read:

2.21 Subd. 4. **Establishment of zones by commissioner.** (a) Upon presentation to the
2.22 commissioner of a petition signed by: (1) residents or owners of property located
2.23 within miles of the identified trunk highway segment in an urban district under section
2.24 169.011, subdivision 90; or (2) residents or owners of property located within miles
2.25 of the identified trunk highway segment that is not in an urban district, the commissioner
2.26 shall undertake an engineering and traffic investigation of an appropriate segment of trunk
2.27 highway that includes the segment specified in the petition. An engineering and traffic
2.28 investigation of the trunk highway segment specified in the petition must not take place
2.29 until a minimum of five years has elapsed since the previous investigation.

2.30 (b) On determining upon the basis of an engineering and traffic investigation that
2.31 any speed set forth in this section is greater or less than is reasonable or safe under the
2.32 conditions found to exist on any trunk highway or upon any part thereof, the commissioner
2.33 may erect appropriate signs designating a reasonable and safe speed limit thereat, which
2.34 speed limit shall be effective when such signs are erected. Any speeds in excess of such
2.35 limits shall be prima facie evidence that the speed is not reasonable or prudent and that

3.1 it is unlawful; except that any speed limit within any municipality shall be a maximum
3.2 limit and any speed in excess thereof shall be unlawful. On determining upon that basis
3.3 that a part of the trunk highway system outside a municipality should be a zone of
3.4 maximum speed limit, the commissioner may establish that part as such a zone by erecting
3.5 appropriate signs showing the beginning and end of the zone, designating a reasonable
3.6 and safe speed therefor, which may be different than the speed set forth in this section, and
3.7 that it is a zone of maximum speed limit. The speed so designated by the commissioner
3.8 within any such zone shall be a maximum speed limit, and speed in excess of such limit
3.9 shall be unlawful. The commissioner may in the same manner from time to time alter the
3.10 boundary of such a zone and the speed limit therein or eliminate such zone.

3.11 **EFFECTIVE DATE.** This section is effective the day following final enactment.