

1 **Senate Bill No. 205**

2 (By Senators Beach, Edgell, D. Facemire, Klempa and Wills)

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4 [Introduced January 17, 2012; referred to the Committee on
5 Transportation and Infrastructure.]

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10 A BILL to amend and reenact §17C-3-4b of the Code of West Virginia,
11 1931, as amended, relating to signage for construction zones;
12 and other traffic restrictions.

13 *Be it enacted by the Legislature of West Virginia:*

14 That §17C-3-4b of the Code of West Virginia, 1931, as amended,
15 be amended and reenacted to read as follows:

16 **ARTICLE 3. TRAFFIC SIGNS, SIGNALS AND MARKINGS.**

17 **§17C-3-4b. Traffic violations in construction zones; posting**
18 **requirement; criminal penalty.**

19 (a) ~~At each and every location~~ Where street or highway
20 construction work is ~~to be conducted a sign~~ being conducted, signs
21 and other traffic control devices, as adopted in section one,
22 article three, chapter seventeen-c of this code, shall be posted ~~at~~
23 ~~least one thousand feet from the construction site, or as close to~~

1 ~~one thousand feet from the construction site as is practicable~~
2 ~~given giving the location of the ~~site when workers are present,~~~~
3 ~~work and notifying all motorists as to the speed limit and~~
4 ~~displaying the words "construction work" any other traffic~~
5 ~~restrictions.~~

6 (b) Any person who exceeds any posted speed restriction or
7 traffic restriction at a construction site referred to in
8 subsection (a) of this section by less than fifteen miles per hour
9 is guilty of a misdemeanor and, upon conviction thereof, shall be
10 fined not more than \$200.

11 (c) Any person who exceeds any posted speed restriction or
12 traffic restriction at a construction site referred to in
13 subsection (a) of this section by fifteen miles per hour or more is
14 guilty of a misdemeanor and, upon conviction thereof, shall be
15 fined not more than \$200 or confined in a ~~county or~~ regional jail
16 not more than twenty days, or both.

17 (d) Nothing in this section shall be construed to preclude
18 prosecution of any operator of a motor vehicle who commits a
19 violation of any other provision of this code for such violation.

(NOTE: The purpose of this bill is to update language to reflect current standards used by the Division of Highways and identified in the Manual of Uniform Traffic Control Devices.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.)