

ENROLLED

Senate Bill No. 205

(BY SENATORS BEACH, EDGELL, D. FACEMIRE, KLEMPA AND WILLS)

[Passed March 2, 2012; in effect ninety days from passage.]

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

Be it enacted by the Legislature of West Virginia:

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

ARTICLE 3. TRAFFIC SIGNS, SIGNALS AND MARKINGS.

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

1 (a) Where street or highway construction work is being
2 conducted, signs and other traffic control devices, as adopted
3 in section one, article three, chapter seventeen-c of this code,
4 shall be posted giving the location of the work and notifying
5 all motorists as to the speed limit and any other traffic
6 restrictions.

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

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

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