

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

Senate Bill 34

BY SENATOR CLINE

[Introduced January 9, 2019; Referred
to the Committee on Transportation and
Infrastructure; and then to the Committee on the
Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §17C-6-1a, relating to authorizing the Commissioner of the Division of
 3 Highways or local authorities to establish minimum speed limits in certain congested
 4 areas; and imposing fines.

Be it enacted by the Legislature of West Virginia:

ARTICLE 6. SPEED RESTRICTIONS.

§17C-6-1a. Minimum speed limits.

1 (a) Prohibition. -- No person shall drive a motor vehicle at such a slow speed as to impede
 2 the normal and reasonable movement of traffic except when reduced speed is necessary for safe
 3 operation or in compliance with law.

4 (b) Authorization. -- Whenever the Commissioner of Highways or local authorities within
 5 their respective jurisdictions determine on the basis of a traffic engineering and traffic investigation
 6 that slow speeds on any part of a highway consistently impede the normal and reasonable
 7 movement of traffic, the commissioner or such local authority may determine and declare a
 8 minimum speed limit to be set forth on signs posted on such highway below which no person shall
 9 drive a vehicle except when necessary for safe operation or in compliance with law.

10 (c) Fines. -- Any person who violates subsection (a) of this section is guilty of a
 11 misdemeanor and, upon conviction thereof, shall be fined not less than \$100 nor more than \$500.

NOTE: The purpose of this bill is to authorize the Commissioner of Highways or local authorities to establish minimum speed limits in certain congested areas and to assess fines for violating the minimum speed limit.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.