

HOUSE BILL 337

R5

7lr0810

By: **Montgomery County Delegation**

Introduced and read first time: January 25, 2017

Assigned to: Environment and Transportation

A BILL ENTITLED

1 AN ACT concerning

2 **Montgomery County – Maximum Speed Limit in Business and Residential**
3 **Districts**

4 **MC 22–17**

5 FOR the purpose of altering, in Montgomery County, the maximum authorized speed limit
6 on all highways in a business district and undivided highways in a residential
7 district; exempting the local authority in Montgomery County from the requirement
8 to conduct an engineering and traffic investigation when conforming maximum
9 speed limits to the maximum speed limit established under this Act; making stylistic
10 changes; and generally relating to maximum speed limits in business and residential
11 districts in Montgomery County.

12 BY repealing and reenacting, with amendments,
13 Article – Transportation
14 Section 21–801.1(a) and (b) and 21–803(a)
15 Annotated Code of Maryland
16 (2012 Replacement Volume and 2016 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
18 That the Laws of Maryland read as follows:

19 **Article – Transportation**

20 21–801.1.

21 (a) **(1)** Unless there is a special danger that requires a lower speed to comply
22 with § 21–801 of this subtitle, the limits specified in this section or otherwise established
23 under this subtitle are maximum lawful speeds.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(2) A person may not drive a vehicle on a highway at a speed that exceeds these limits.

(b) Except as otherwise provided in this section, the maximum speed limits are:

(1) 15 miles an hour in alleys in Baltimore County;

(2) **EXCEPT AS PROVIDED IN ITEM (3) OF THIS SUBSECTION**, 30 miles an hour on:

(i) All highways in a business district; and

(ii) Undivided highways in a residential district;

(3) **BETWEEN 20 MILES AN HOUR AND 30 MILES AN HOUR ON:**

(I) **ALL HIGHWAYS IN A BUSINESS DISTRICT IN MONTGOMERY COUNTY; AND**

(II) **UNDIVIDED HIGHWAYS IN A RESIDENTIAL DISTRICT IN MONTGOMERY COUNTY;**

(4) 35 miles an hour on divided highways in a residential district;

~~[(4)]~~ (5) 50 miles an hour on undivided highways in other locations; and

~~[(5)]~~ (6) 55 miles an hour on divided highways in other locations.

21–803.

(a) (1) If, on the basis of an engineering and traffic investigation, a local authority determines that any maximum speed limit specified in this subtitle is greater or less than reasonable or safe under existing conditions on any part of a highway in its jurisdiction, it may establish a reasonable and safe maximum speed limit for that part of the highway, which may:

(i) Decrease the limit at an intersection;

(ii) Increase the limit in an urban district to not more than 50 miles an hour;

(iii) Decrease the limit in an urban district; or

(iv) **[Decrease] EXCEPT AS PROVIDED IN § 21–801.1(B)(3) OF THIS SUBTITLE, DECREASE** the limit outside an urban district to not less than 25 miles an hour.

(2) An engineering and traffic investigation is not required to conform:

(I) [a] A posted maximum speed limit in effect on December 31, 1974, to a different limit specified in § 21–801.1(b) of this subtitle; OR

(II) A MAXIMUM SPEED LIMIT IN MONTGOMERY COUNTY TO A DIFFERENT LIMIT SPECIFIED IN § 21–801.1(B)(3) OF THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2017.