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**HOUSE BILL NO. 800**

Offered January 11, 2012

Prefiled January 11, 2012

*A BILL to amend and reenact § 46.2-873.1 of the Code of Virginia, relating to maximum speed limit on nonsurface treated highways.*

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Patrons—Webert and Gilbert

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Referred to Committee on Transportation**Be it enacted by the General Assembly of Virginia:****1. That § 46.2-873.1 of the Code of Virginia is amended and reenacted as follows:****§ 46.2-873.1.** Maximum speed limit on nonsurface treated highways for certain counties.

The maximum speed limit on nonsurface treated highways, which are roads that are comprised of an earth-aggregate or aggregate surface (i.e., dirt and gravel) that have not been stabilized with a bituminous or cementitious material, shall be 35 miles per hour. The maximum speed limit upon such highways may be increased or decreased by the Commissioner of Highways or other authority having jurisdiction over highways. However, such increased or decreased maximum speed limit shall be effective only when indicated by sign on the highway. For such highways upon which maximum speed limit is not indicated by sign, the maximum speed limit shall be 35 miles per hour.

The provisions of this section shall apply only in the Counties of Albemarle, Clarke, Fauquier, Frederick, Loudoun, Montgomery, Nelson, Page, Rappahannock, Warren, and Wythe.

The governing body of any county, city, or town may adopt an ordinance consistent with the provisions of this section.

**2. Nothing in this act shall be construed to require any county with an existing ordinance establishing a maximum speed limit of 35 miles per hour consistent with the provisions of this act to reenact such ordinance.**

INTRODUCED

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