

Senate Bill No. 191

CHAPTER 16

An act to add Section 22365 to the Vehicle Code, relating to vehicles, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor May 30, 1997. Filed with Secretary of State May 30, 1997.]

LEGISLATIVE COUNSEL'S DIGEST

SB 191, Ayala. Prima facie speed limit: local ordinances.

Existing law had authorized any county or city, which is contained, in whole or in part, within the South Coast Air Quality Management District to declare by ordinance a reduced prima facie speed limit for air pollution control purposes, as specified. That law was repealed as of January 1, 1997.

This bill would reinstate that authorization.

The bill would declare that it is to take effect immediately as an urgency statute.

The people of the State of California do enact as follows:

SECTION 1. Section 22365 is added to the Vehicle Code, to read:

22365. Notwithstanding any other provision of law, any county or city, which is contained, in whole or in part, within the South Coast Air Quality Management District, may, if the county or city determines that it is necessary to achieve or maintain state or federal ambient air quality standards for particulate matter, determine and declare by ordinance a prima facie speed limit that is lower than that which the county or city is otherwise permitted by this code to establish, for any unpaved road under the jurisdiction of the county or city and within the district. That declared prima facie speed limit shall be effective when appropriate signs giving notice thereof are erected along the road.

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to preserve cost-effective strategies for reducing PM10 emissions from unpaved roads and to avoid the adoption of more onerous requirements, it is necessary that this act take effect immediately.

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