

## Department of Transportation

Office of Legal Counsel

700 East Broadway Avenue

Pierre, South Dakota 57501-2586 605/773-3262

FAX: 605/773-4442

### MEMORANDUM

TO: Kari Kroll

FROM: Karla L. Engle

DATE: June 18, 2019

RE: June 27, 2019 Commission Meeting

The Department of Transportation asks the Transportation Commission to approve amendments to the following administrative rules:

- 70:01:02:00 – Interstate Highways speed zone rule;
- 70:01:02:02 – Pennington County speed zone rule; and
- 70:01:02:21 – Custer County speed zone rule.

Copies of the following documents are enclosed with this memo for the commission's consideration:

1. The proposed rules;
2. Memos from the department's traffic engineer; and
3. The Rules Presentation Format Form adopted by the Interim Rules Review Committee, listing the procedural steps that have been taken so far in the rule adoption process.

Any written comments that are timely received will be provided to the commission at the meeting on June 27, 2019.

Thank you.

KLE  
Enclosures

**70:01:02:00. Interstate highways.** The following are the maximum speed limits on certain portions of the interstate highway system:

(1) Interstate Highway 90 beginning at milepost 0 and ending at milepost 55.02, 75 miles per hour; then beginning at milepost 55.02 and ending at milepost 67.8 and beginning at milepost 394.6 and ending at milepost 400.95, 65 miles per hour;

(2) Interstate Highway 29 beginning at milepost 0.0 and ending at milepost 04.7, then beginning at milepost 72.72 and ending at milepost 85.25, 65 miles per hour;

(3) Interstate Highway 190 beginning at its intersection with State Trunk Highway 44, then north for 0.2 mile, 45 miles per hour; then north for 1.3 miles to the intersection with Interstate Highway 90, ~~55~~ 60 miles per hour;

(4) Interstate Highway 229 northbound lanes beginning at milepost 0.0 (the junction with Interstate 29), then north to a point 0.5 miles south of the centerline of Interstate 90, 65 miles per hour;

(5) Interstate Highway 229 southbound lanes beginning at milepost 0.0, (the junction with Interstate 29), then north to the centerline of Interstate 90, 65 miles per hour; then north 0.25 mile to Minnehaha County Road 125, 55 miles per hour.

From the Thursday preceding the first full weekend in August to the Sunday of the second full weekend in August, inclusive, each year, the maximum speed limit is 65 miles per hour on the portion of Interstate Highway 90 beginning at milepost 28.9 and ending at milepost 55.02.

**Source:** 13 SDR 196, effective June 28, 1987; 17 SDR 12, effective July 30, 1990; 8 SDR 15, effective August 1, 1991; 21 SDR 81, effective October 31, 1994; 22 SDR 165, effective June 2, 1996; 30 SDR 89, effective December 7, 2003; 38 SDR 8, effective August 3, 2011; 40

SDR 197, effective May 27, 2014; 41 SDR 217, effective June 29, 2015; 42 SDR 174, effective June 23, 2016; 43 SDR 131, effective April 19, 2017.

**General Authority:** SDCL 32-25-7.

**Law Implemented:** SDCL 32-25-7.

**70:01:02:02. Pennington County.** The following are the maximum speeds on certain highways in Pennington County:

(1) Old U.S. Highway 16 through Rockerville between its two junctions with present U.S. Highway 16 westbound, 40 miles per hour;

(2) Repealed;

(3) State Trunk Highway 44, beginning at the intersection of Cambell Street, then 3.6 miles southeast, 45 miles per hour; then east 0.52 mile, 55 miles per hour;

(4) Repealed;

(5) Interstate Highway 90 service road beginning on the north side of Interstate Highway 90 at the intersection with the crossover road at interstate milepost 60.87, then east 3.46 miles, 45 miles per hour;

(6) The crossroad over Interstate Highway 90 at interstate milepost 60.87 beginning at the junction with Edwards Street, then north 0.25 mile, 35 miles per hour;

(7) Repealed;

(8) Repealed;

(9) Repealed;

(10) U.S. Highway 16A beginning at the junction with U.S. Highway 16, then southerly for 0.43 mile, 35 miles per hour; then southerly for 1.69 miles, 45 miles per hour; then southerly for 0.35 mile, 35 miles per hour; then southerly for 0.86 mile, 25 miles per hour, except from

June 1 to August 31 of each year from Swanzy Street to Winter Street, 20 miles per hour; then south and east for 0.58 mile, 35 miles per hour; then southeasterly to the Pennington-Custer county line, including that portion of U.S. Highway 16A which loops back into Pennington County for 0.8 mile, 25 miles per hour;

(11) State Trunk Highway 240 beginning at the junction with Interstate Highway 90 in Wall, then south for 0.3 mile, 35 miles per hour; the south for 6.67 miles, 55 miles per hour;

(12) Repealed;

(13) State Highway Maintenance Route 231 beginning at the intersection of West Chicago Street with Sturgis Road, then easterly for 1,200 feet, 35 miles per hour; then easterly for 4,070 feet, 50 miles per hour; then easterly to the intersection of Mt. View Road, 40 miles per hour;

(14) U.S. Highway 16 beginning at the intersection of Mt. Rushmore Road and Omaha Street, then southerly to the intersection of Mt. Rushmore Road and Kansas City Street, 25 miles per hour; then southerly to the intersection of Mt. Rushmore Road and Columbus Street, 30 miles per hour; then southerly to the intersection of Cathedral Drive, 35 miles per hour;

(15) State Trunk Highway 44 beginning at the intersection of Omaha Street and Mt. View Road, then easterly to the intersection of Omaha Street and Twelfth Street, 40 miles per hour; then easterly to the intersection of Omaha Street and LaCrosse Street, 35 miles per hour; then easterly to the intersection of Omaha Street and Cambell Street, 40 miles per hour;

(16) State Trunk Highway 87 beginning at the junction with U.S. Highway 385 to the south boundary line of Pennington County, 45 miles per hour;

(17) State Highway Maintenance Route 231 beginning at the Pennington-Meade county line, then southeast for 3.08 miles, 50 miles per hour; then southeast for 0.62 mile, 45 miles per hour; then southeast for 0.35 mile to the intersection with Chicago Street, 35 miles per hour;

(18) U.S. Highway 16 B beginning at the intersection of U.S. Highway 16 south of Rapid City, then northeasterly for 0.53 mile to Mile Reference Marker 64.72, 45 miles per hour; then northeasterly for 5.08 miles to Mile Reference Marker 69.80, 60 miles per hour; then north for 2.93 miles to Mile Reference Marker 72.73, 55 miles per hour; then north for 0.47 miles to Interstate Highway 90, 45 miles per hour;

(19) The crossroad over Interstate Highway 90 at interstate milepost 64.16 beginning at the junction of the service road on the north side of the interstate highway and extending 0.2 mile south, 35 miles per hour;

(20) U.S. Highway 385 beginning at the intersection of U.S. Highway 16 at Three Forks, then north for 16.85 miles to the Lawrence County Line, 55 miles per hour;

(21) U.S. Highway 16 and U.S. Highway 385 beginning 3.7 miles south of the junction with State Trunk Highway 244, at the Custer County line, then northerly for 3.25 miles, 60 miles per hour; then northerly to a point 0.35 mile north of the junction with State Trunk Highway 244, 45 miles per hour; then northerly for 2.42 miles, 55 miles per hour;

(22) State Trunk Highway 244 beginning at the junction with U.S. Highway 16 and 385, then easterly for 0.65 mile, 40 miles per hour; then easterly for 4.74 miles, 50 miles per hour; then easterly for 2 miles to the west entrance of the Mt. Rushmore Memorial, 40 miles per hour; then easterly for 0.57 mile, 35 miles per hour; then easterly for 1.09 miles, 25 miles per hour; then easterly for 1.34 miles to the junction with U.S. Highway 16A, 35 miles per hour;

(23) Highway 16 service road beginning at the crossover approximately 200 feet south of the Pine Lawn Memorial Cemetery south of Rapid City, then south for 2.1 miles, to the end of the service road, 35 miles per hour;

(24) U.S. Highway 16 beginning 5.72 miles east of the U.S. Highway 385 junction of Three Forks, then westerly for 5.28 miles, 55 miles per hour; then westerly for 1.54 miles through the Three Forks junction, 45 miles per hour; then westerly for 1.62 miles, 50 miles per hour;

(25) Truck speed for eastbound trucks with dual tires on the driver axle on U.S. Highway 16 beginning at a point 2 miles west of the junction with Cathedral Drive in Rapid City, then east 2 miles to the junction of Cathedral Drive, 35 miles per hour;

(26) State Trunk Highway 44 beginning at the junction with U.S. Highway 385, then easterly for 4.26 miles, 50 miles per hour; then easterly for 0.54 miles, 40 miles per hour; then easterly for 7.72 miles, 50 miles per hour; then easterly for 0.95 miles, 45 miles per hour; then easterly for 0.47 miles, 40 miles per hour; then easterly for 3.1 miles to the intersection of Mountain View Road and Omaha Street in Rapid City, 35 miles per hour;

(27) State Trunk Highway 40 beginning 8.9 miles northwest of the south junction with State Trunk Highway 79 at Hermosa, then southeast for 2.42 miles to the Pennington-Custer county line, 55 miles per hour;

(28) Interstate Highway 90 crossover road at Exit 78 (New Underwood Road) beginning 0.07 mile south of the centerline of Interstate Highway 90, then north 0.16 mile, 45 miles per hour;

(29) Repealed;

(30) The crossroad over Interstate Highway 90 at Exit 84 (Pennington County Road 497) beginning 0.09 mile south of the centerline of Interstate Highway 90, then north 0.19 mile, 25 miles per hour;

(31) The crossroad over Interstate Highway 90 at Exit 88 (Pennington County Road 473) beginning 0.11 mile south of the centerline of Interstate Highway 90, then north 0.25 mile, 25 miles per hour;

(32) The crossroad over Interstate Highway 90 at Exit 107 (Pennington County Road 506) beginning 0.19 mile south of the centerline of Interstate Highway 90, then north 0.38 mile, 35 miles per hour;

(33) State Trunk Highway 79 beginning 500 feet south of the junction of Minnesota Avenue in Rapid City then south to the junction of State Trunk Highway 16B, 55 miles per hour; then south on State Highway 79 for 1.29 miles, 55 miles per hour; then south to the Custer County line, 70 miles per hour;

(34) Repealed;

(35) Repealed;

(36) Repealed;

(37) U.S. Highway 16 beginning at milepost 40.3 at the south edge of Hill City, then northeasterly for 0.20 mile to south junction of U.S. Highway 16 Truck Route, 35 miles per hour; then northerly for 0.55 mile to north junction of U.S. Highway 16 Truck Route, 25 miles per hour; then northeasterly for 0.53 mile, 35 miles per hour; then northeasterly for 0.44 mile, 45 miles per hour; and on U.S. Highway 16 Truck Route from south junction with U.S. Highway 16 northerly 0.6 mile to north junction with U.S. Highway 16, 35 miles per hour;

(38) U.S. Highway 16 eastbound lanes beginning at Cathedral Drive, then southerly 0.3 mile, 35 miles per hour; then southerly for 1.35 miles, 50 miles per hour; then southerly for 4.47 miles, 60 miles per hour;

(39) U.S. Highway 16 westbound lanes beginning at Cathedral Drive, then southerly for 1.65 miles, 50 miles per hour; then southerly for 4.47 miles, 60 miles per hour;

(40) State Highway 445 (Deadwood Avenue) beginning at the terminals of the west bound ramps of Interstate Highway 90 at Exit 55, then southeast for 2.3 miles to the junction with West Chicago Street, 45 miles per hour.

**Source:** SL 1975, ch 16, § 1; 1 SDR 29, effective October 6, 1974; 1 SDR 48, effective January 1, 1975; 2 SDR 29, effective October 16, 1975; 3 SDR 75, effective May 1, 1977; 4 SDR 60, effective March 26, 1978; 6 SDR 5, effective July 30, 1979; 6 SDR 85, effective February 24, 1980; 6 SDR 109, effective May 29, 1980; 7 SDR 89, effective March 30, 1981; 9 SDR 35, effective September 19, 1982; 9 SDR 76, effective December 23, 1982; 9 SDR 111, effective February 27, 1983; 9 SDR 132, effective April 24, 1983; 10 SDR 7, effective July 31, 1983; 11 SDR 62, effective November 4, 1984; 11 SDR 112, effective February 25, 1985; 11 SDR 156, effective May 26, 1985; 12 SDR 138, effective February 23, 1986; 12 SDR 174, effective May 5, 1986; 13 SDR 52, effective November 6, 1986; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 14 SDR 111, effective February 28, 1988; 16 SDR 88, effective November 12, 1989; 16 SDR 102, effective December 20, 1989; 16 SDR 152, effective March 28, 1990; 17 SDR 34, effective September 9, 1990; 17 SDR 62, effective November 5, 1990; 17 SDR 82, effective December 20, 1990; 17 SDR 127, effective March 3, 1991; 17 SDR 151, effective April 8, 1991; 18 SDR 78, effective November 4, 1991; 22 SDR 165, effective June 2, 1996; 22 SDR 183, effective June 30, 1996; 24 SDR 132, effective April 5, 1998; 25 SDR 108, effective March 1, 1999; 27 SDR 15, effective August 30, 2000; 30 SDR 89, effective December 7, 2003; 32 SDR 183, effective May 10, 2006; 33 SDR 125, effective January 29, 2007; 34 SDR



279, effective May 8, 2008; 40 SDR 58, effective October 9, 2013; 44 SDR 17, effective August 8, 2017; 44 SDR 95, effective December 5, 2017; 44 SDR 184, effective June 25, 2018.

**General Authority:** SDCL 32-25-7.

**Law Implemented:** SDCL 32-25-7.

**70:01:02:21. Custer County.** The following are the maximum speeds on certain highways in Custer County:

(1) State Trunk Highway 36 beginning at the junction of U.S. Highway 16A near the east gate of Custer State Park, then northeasterly for 0.7 mile, 35 miles per hour; then northeasterly for 8.51 miles to the State Trunk Highway 79 junction, 50 miles per hour;

(2) U.S. Highway 16 beginning 1.08 miles west of the junction with U.S. Highway 385 in the city of Custer, then east for 0.3 mile, 45 miles per hour; then east for 0.78 mile to the junction with U.S. Highway 385, 35 miles per hour;

(3) U.S. Highway 16A beginning at the junction with U.S. Highway 16-385 in Custer, then easterly for 0.37 mile, 25 miles per hour; then easterly for 0.25 mile, 35 miles per hour; then easterly for 0.49 mile, 45 miles per hour; then easterly for 2.8 miles to the west border of Custer State Park, 55 miles per hour;

(4) U.S. Highway 16A commencing at the Pennington-Custer county line, then southeasterly along a circuitous route in Custer County to a point 2.9 miles northwest of the north boundary of Custer State Park, 25 miles per hour; then southeasterly for 2.9 miles to the north boundary of Custer State Park, 35 miles per hour;

(5) U.S. Highway 16A and State Trunk Highway 87 within the boundary of Custer State Park, 35 miles per hour;

(6) State Trunk Highway 89 beginning at the junction with State Highway 87 near Sylvan Lake, then south 3.8 miles, 35 miles per hour, then south to the junction with U.S. Highway 16A near Custer, 45 miles per hour;

(7) U.S. Highway 385 within the boundaries of Wind Cave National Park, 45 miles per hour;

(8) State Trunk Highway 40 beginning at the north junction of State Trunk Highway 79 at the west edge of Hermosa, then east for 0.7 mile, 35 miles per hour; then east for 0.2 mile, 50 miles per hour;

(9) State Trunk Highway 87 beginning at the north boundary line of Custer County to the west boundary of Custer State Park, 45 miles per hour;

(10) U.S. Highway 385 and State Trunk Highway 89 beginning at the junction with U.S. Highway 16 in Custer, then south for 0.2 mile, 35 miles per hour, then south for 0.23 mile, 45 miles per hour;

(11) U.S. Highway 385 beginning 0.3 mile north of the junction with State Trunk Highway 89 by Pringle, then south and east 6.37 miles, 45 miles per hour;

(12) U.S. Highway 16 and U.S. Highway 385 beginning at the junction of U.S. Highway 16 and 385 in the west part of the city of Custer, then easterly to the intersection of Fifth Street, 25 miles per hour; then northerly for 0.5 mile, 25 miles per hour; then northerly for 0.5 mile, 35 miles per hour; then north for 0.2 mile, 45 miles per hour; then northerly for 5.91 miles to the Pennington County line, 60 miles per hour;

(13) State Trunk Highway 40 beginning at the Pennington-Custer county line, then southeast for 6.48 miles, 55 miles per hour;

(14) U.S. Highway 16 beginning 11.5 miles east of the South Dakota-Wyoming border, then easterly for 3.5 miles, 35 miles per hour;

(15) State Trunk Highway 79 beginning at the Fall River County line, then north to a point 0.50 mile south of the junction with State Trunk Highway 36, 70 miles per hour for those segments of highway which are four lane divided sections; then north for 1.25 miles, 65 miles per hour; then north for 0.90 mile through Hermosa, 55 miles per hour; then north to the Pennington County line, ~~65~~ 70 miles per hour;

(16) State Trunk Highway 87 within the boundaries of the Wind Cave National Park, 35 miles per hour.

**Source:** SL 1975, ch 16, § 1; 7 SDR 100, effective April 27, 1981; 11 SDR 22, effective August 12, 1984; 13 SDR 52, effective November 6, 1986; 13 SDR 129, 13 SDR 134, effective July 1, 1987; 16 SDR 152, effective March 28, 1990; 21 SDR 171, effective April 2, 1995; 22 SDR 165, effective June 2, 1996; 23 SDR 132, effective February 27, 1997; 27 SDR 15, effective August 30, 2000; 32 SDR 109, effective December 26, 2005; 36 SDR 163, effective May 3, 2010; 40 SDR 58, effective October 9, 2013; 43 SDR 87, effective December 13, 2016; 44 SDR 17, effective August 8, 2017.

**General Authority:** SDCL 32-25-7, 32-25-7.1.

**Law Implemented:** SDCL 32-25-7, 32-25-7.1.



## Department of Transportation

**Rapid City Office**  
 2300 Eglin St  
 Rapid City, South Dakota 57709  
 PHONE: 605/394-2695  
 FAX: 605/394-1904

DATE: April 11, 2019

TO: Christina Bennett  
 Operations Traffic Engineer

FROM: Jon Suomala  
 Rapid City Region Traffic Engineer

SUBJECT: Proposed Speed Limit Administrative Rule Change  
 I-190

Attached for the Transportation Commission's consideration is a speed limit administrative rule change on I-190 in Rapid City.

### PROPOSED AMENDMENT:

**70:01:02:00. Interstate highways.** The following are the maximum speed limits on certain portions of the interstate highway system:

(3) Interstate Highway 190 beginning at its intersection with State Trunk Highway 44, then north for 0.2 mile, 45 miles per hour; then north for 1.3 miles to the intersection with Interstate Highway 90, ~~55~~ 60 miles per hour;

### COST

The estimated cost to make the necessary signing changes, if this proposal is approved, is as follows:

Remove sign: 4 @ \$20.00 per sign = \$ 80.00

- To remove the existing Reduced Speed Limit Ahead (55) sign and the SPEED LIMIT 55 signs

Install new sign: 4 @ \$100.00 per sign = \$ 400.00

- To install one Reduced Speed Limit Ahead (60) sign and three SPEED LIMIT 60 signs

TOTAL: \$ 480.00



## Rapid City I-190

- 60 mph
- 55 mph
- 45 mph

### EXPLANATION OF THE PROPOSAL:

The proposal is to change the existing 55-mph segment of I-190 to 60 mph. For the northbound lanes, the speed limit will remain 45 mph from the junction with SD 44 north 0.2 mile, then change to 60 mph. The 60-mph zone will extend to the point where the ramps intersect with I-90. For the southbound lanes, the 60-mph zone will begin where the eastbound and westbound off-ramps from I-90 merge together. The 60-mph zone will extend to 0.2 miles north of the junction with SD 44.

The horizontal and vertical design speeds are all at or above 60 mph except for the northbound off-ramps, which have reduced speed advisory signs, typical of most Interstate off-ramps in the state. The 85<sup>th</sup>-percentile speeds of both northbound and southbound traffic were also above 60 mph.

The change was initiated by South Dakota Department of Transportation engineering personnel familiar. Captain Jason Ketterling of District Three of the South Dakota Highway Patrol and Captain James Johns of the Rapid City Police Department concur with the change. The South Dakota Department of Transportation Rapid City Region Traffic Engineer supports the change.

### SPEED STUDY:

Speed studies were conducted on July 3, 2018 at I-190 MRM 0.8 Northbound and Southbound.

#### Speed Study Results:

##### Northbound:

NUMBER OF VEHICLES CHECKED	232
AVERAGE SPEED IN MPH	57.7
PERCENT EXCEEDING THE SPEED LIMIT	72.8%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 5 MPH	22.8%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 10 MPH	6.9%
85 PERCENTILE SPEED	<b>62</b>
TEN MILE PACE	54 TO 61
PERCENT WITHIN THE PACE	69.8%
MEDIAN SPEED	56
FASTEST SPEED RECORDED	72
SLOWEST SPEED RECORDED	42

##### Southbound:

NUMBER OF VEHICLES CHECKED	259
AVERAGE SPEED IN MPH	59.8
PERCENT EXCEEDING THE SPEED LIMIT	88.0%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 5 MPH	37.5%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 10 MPH	11.6%
85 PERCENTILE SPEED	<b>62</b>
TEN MILE PACE	56 TO 65
PERCENT WITHIN THE PACE	76.3%
MEDIAN SPEED	58
FASTEST SPEED RECORDED	78
SLOWEST SPEED RECORDED	42



## Department of Transportation

**Rapid City Office**  
2300 Eglin St  
Rapid City, South Dakota 57709  
PHONE: 605/394-2695  
FAX: 605/394-1904

DATE: April 11, 2019

TO: Christina Bennett  
Operations Traffic Engineer

FROM: Jon Suomala  
Rapid City Region Traffic Engineer

SUBJECT: Proposed Speed Limit Administrative Rule Change  
SD Highway 79

Attached for the Transportation Commission's consideration is a speed limit administrative rule change on SD Highway 79 from Hermosa to Rapid City.

### PROPOSED AMENDMENT:

**70:01:02:21. Custer County.** The following are the maximum speeds on certain highways in Custer County:

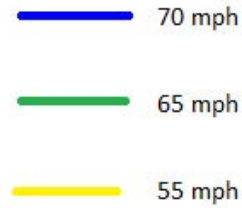
(15) State Trunk Highway 79 beginning at the Fall River County line, then north to a point 0.50 mile south of the junction with State Trunk Highway 36, 70 miles per hour for those segments of highway which are four lane divided sections; then north for 1.25 miles, 65 miles per hour; then north for 0.90 mile through Hermosa, 55 miles per hour; then north to the Pennington County line, ~~65~~ 70 miles per hour;

**70:01:02:02. Pennington County.** The following are the maximum speeds on certain highways in Pennington County:

(33) State Trunk Highway 79 beginning 500 feet south of the junction of Minnesota Avenue in Rapid City then south to the junction of State Trunk Highway 16B, 55 miles per hour; then south on State Highway 79 for 1.29 miles, 55 miles per hour; then south to the Custer County line, 70 miles per hour;



**SD 79  
Hermosa to  
Rapid City**



COST

The estimated cost to make the necessary signing changes, if this proposal is approved, is as follows:

Remove sign: 5 @ \$20.00 per sign = \$ 100.00

- To remove the existing SPEED LIMIT 65 signs

Install new sign: 5 @ \$100.00 per sign = \$ 500.00

- To install five SPEED LIMIT 70 signs

TOTAL: \$ 600.00



EXPLANATION OF THE PROPOSAL:

The proposal is to change the existing 65-mph segment of SD Highway 79 to 70 mph between Hermosa and Rapid City. The existing 55-mph sections on each end of this segment will not change. The entire segment is a four-lane divided highway.

The rest of this route from the Nebraska state line to Rapid City is 70 mph, apart from speed zones at Oelrichs, Maverick Junction, and Hermosa. This is typical of our four-lane divided highways.

The horizontal and vertical design speeds are all at or above 70 mph, except for one sag vertical curve, which has a design speed of 60 mph (pictured below). Because it is a sag vertical curve, the only time the lower design speed has an effect is at night when a vehicle's headlights don't shine as far out in front of the vehicle. This curve has not had any crashes that have occurred because of this. The 85th percentile speed is also already exceeding the design speed for this vertical curve.



The change was initiated by an interested citizen of Fall River County. The South Dakota Department of Transportation Rapid City Region Traffic Engineer who investigated the request supports the change. Captain Jason Ketterling of District Three of the South Dakota Highway Patrol also supports the change.

SPEED STUDY:

Speed studies were conducted on February 2, 2017 at MRM 64.5 and 70 and on February 7, 2017 at MRM 61.6 on SD 79 between Hermosa and Rapid City.

## Speed Study Results:

## MRM 61.6:

NUMBER OF VEHICLES CHECKED	232
AVERAGE SPEED IN MPH	66.3
PERCENT EXCEEDING THE SPEED LIMIT	68.5%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 5 MPH	9.9%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 10 MPH	2.6%
85 PERCENTILE SPEED	<b>68</b>
TEN MILE PACE	62 TO 71

PERCENT WITHIN THE PACE	78.8%
MEDIAN SPEED	64
FASTEST SPEED RECORDED	78
SLOWEST SPEED RECORDED	50

## MRM 64.5:

NUMBER OF VEHICLES CHECKED	207
AVERAGE SPEED IN MPH	66.6
PERCENT EXCEEDING THE SPEED LIMIT	66.7%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 5 MPH	9.7%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 10 MPH	2.9%
85 PERCENTILE SPEED	<b>68</b>
TEN MILE PACE	64 TO 73
PERCENT WITHIN THE PACE	81.3%
MEDIAN SPEED	64
FASTEST SPEED RECORDED	80
SLOWEST SPEED RECORDED	54

## MRM 70:

NUMBER OF VEHICLES CHECKED	209
AVERAGE SPEED IN MPH	66.4
PERCENT EXCEEDING THE SPEED LIMIT	69.4%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 5 MPH	11.0%
PERCENT EXCEEDING THE SPEED LIMIT BY MORE THAN 10 MPH	1.9%
85 PERCENTILE SPEED	<b>68</b>
TEN MILE PACE	62 TO 71
PERCENT WITHIN THE PACE	77.4%
MEDIAN SPEED	64
FASTEST SPEED RECORDED	80
SLOWEST SPEED RECORDED	50

## Interim Rules Review Committee Recommended Rules Presentation Format

When you submit the final draft to the Legislative Research Council (LRC) and the Rules Review Committee, please answer these questions to show that the SDCL § 1-26 rule-making process is complete. Use this format to organize your presentation to the Committee.

- Approval to proceed? Yes  No  Date May 15, 2019
- The date of your public hearing. Date June 27, 2019
- The date you submitted the proposed rules and the supporting documents to LRC and the Bureau of Finance and Management: Date June 4, 2019 (Note - This must be completed at least 20 days before your public hearing.)
  - any publication incorporated by reference;
  - the fiscal note;
  - the impact statement on small business; and
  - the notice of hearing.
- The date and the name of the newspapers where you published the notice of the public hearing.
  - Date June 4, 2019 Newspaper Rapid City Journal
  - Date June 4, 2019 Newspaper Sioux Falls Argus Leader
  - Date June 4, 2019 Newspaper Pierre Capital Journal
  - Date June 5, 2019 Newspaper Custer County Chronicle
- Summarize how and when interested persons, if any, were contacted and how many were contacted. \_\_\_\_\_
- Provide the page numbers in the minutes where it mentions how the agency considered amendments, data, opinions, or arguments regarding the proposed rules, along with any changes and final action. \_\_\_\_\_
- If the rules are implementing a bill from last session, identify the bill number. N/A
- The date you submitted the final rules and supporting documents to the LRC and the Rules Review Committee: Date \_\_\_\_\_ (Note - This must be received no later than 5 days before the Rules Review Committee meeting.)
  - the "Approval of Rules" - Form 11 (LRC only);
  - the style and form copy (LRC only);
  - the "Affidavit" of mailing - Form 12 (LRC only);
  - the final copy of the rules (Both);
  - the minutes of the hearing (Both);
  - the record of written comments (Both);
  - the impact statement on small business – Form 14 (Committee only);
  - the fiscal note – Form 5 (Committee only);
  - the budgetary information required to increase a fee (Committee only); and
  - the rules process outline (Both).