

LIFESPAN OF ENGINEERING AND TRAFFIC SURVEYS

(a) BASIC 5-YEAR LIFESPAN:

If otherwise valid, and if the speed is unreasonable, engineering and traffic surveys are good for 5 years from the date they are certified.

(b) TO EXTEND SURVEY TO 7 YEARS:

1. Arresting officer successfully completed a 24-hour POST-approved radar course, AND
2. If LASER (LIDAR) was used, an additional 2 hours of POST training on the device, AND
3. The device is one approved by the National Traffic Highway Safety Administration, AND
4. The device was calibrated within the previous 3 years by independent certified laser or radar repair and testing or calibration facility.

(c) TO EXTEND SURVEY TO 10 YEARS:

All of the above for 7-year survey AND a registered engineer evaluates the section of the highway and determines that no significant changes in roadway or traffic conditions have occurred, including, but not limited to, changes in adjoining property or land use, roadway width, or traffic volume.

(d) IF THE SURVEY WAS CERTIFIED ON OR AFTER MAY 20, 2004:

Confirm that the speed justified was either the closest 5-mph increment to the 85th percentile, or no more than 5 mph lower AND justified by sufficient grounds.

For surveys certified prior to May 20, 2004, the initial 5-mph increment was designated as the 5-mph increment below the 85th percentile.

If otherwise valid, surveys certified prior to May 20, 2004, remain valid so long as the requirements of (b) and (c) above are met.