SPONSOR: Sen. Hansen

DELAWARE STATE SENATE
152nd GENERAL ASSEMBLY

SENATE AMENDMENT NO. 1
TO
HOUSE SUBSTITUTE NO. 1
FOR
HOUSE BILL NO. 247

AMEND House Substitute No. 1 for House Bill No. 247 by deleting lines 25 through 32 in their entirety and substituting in lieu thereof the following:

"(d) As used in this title, "Safe System Approach" means working in a comprehensive way and in cooperation with other State agencies, county, and local governments to improve all aspects of roadway safety through the following five initiatives:

(1) Safe road users. Providing education and training programs to improve behavior for all users of the road.

(2) Safe vehicles. In addition to the requirements under Title 21, implementing technologies in the roadway infrastructure that can prevent crashes or lessen their severity.

(3) Safe speeds. Setting and enforcing speed limits based on what the road and surrounding environment can safely accommodate for all roadway users.

(4) Safe roads. Designing and maintaining all elements of the State's roadway infrastructure to be forgiving of user mistakes and minimize the impact of crashes on human life.

(5) Post-crash care. Implementing emergency response systems on the State's roadway network and technology infrastructure to enable efficient delivery of critical care to those involved in crashes."

FURTHER AMEND House Substitute No. 1 for House Bill No. 247 by deleting lines 36 through 39 in their entirety.

FURTHER AMEND House Substitute No. 1 for House Bill No. 247 on line 40 by deleting "~~(e)~~(f)" and substituting in lieu thereof "(e)"

FURTHER AMEND House Substitute No. 1 for House Bill No. 247 on line 42 by deleting "~~(f)~~(g)" and substituting in lieu thereof "(f)".

FURTHER AMEND House Substitute No. 1 for House Bill No. 247 by deleting lines 45 through 49 in their entirety and substituting in lieu thereof the following:

"(g) Along existing highways, the Department may exercise its authority under § 137 of this title to acquire property rights for consolidating commercial entrances or to create new commercial interconnections, when the Department determines such consolidation or interconnection would likely improve safety in accordance with a Safe System Approach, as defined in § 135A of this title. Private properties made non-conforming under local zoning codes as a result of State acquisitions to consolidate entrances for traffic safety reasons are exempt from variance requirements under any county or municipal zoning code."

FURTHER AMEND House Substitute No. 1 for House Bill No. 247 by deleting line 53 in its entirety and substituting in lieu thereof the following:

"(a) The Department shall adopt a uniform standard for each type of traffic-control device to be used".

FURTHER AMEND House Substitute No. 1 for House Bill No. 247 on line 73 by deleting "xcluded," and substituting in lieu thereof "excluded,".

SYNOPSIS

This amendment expands on the definition of "Safe System Approach" in the bill. This amendment deletes a provision on lines 36 through 39 of the bill that would add a new subsection (e) to Title 17 of the Delaware Code, Section 146 about access to state-maintained highways. This amendment clarifies language at lines 45 through 49 of the bill about when private properties made non-confirming under local zoning codes as a result of State acquisitions to consolidate entrances for traffic safety reasons are exempt from variance requirements. This amendment also makes a technical correction.

Author: Senator Hansen