

SENATE BILL No. 272

By Committee on Federal and State Affairs

1-11

1 AN ACT regulating traffic; concerning passing on streets and highways;
2 relating to waste collectors; amending K.S.A. 2017 Supp. 8-1531 and
3 repealing the existing section.
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2017 Supp. 8-1531 is hereby amended to read as
7 follows: 8-1531. (a) The driver of a vehicle shall yield the right-of-way to
8 any authorized vehicle or pedestrian actually engaged in work upon a
9 highway within any road construction zone, as defined in K.S.A. 8-1458a,
10 *and amendments thereto*, indicated by official traffic-control devices.

11 (b) The driver of a vehicle shall yield the right-of-way to any
12 authorized vehicle ~~which~~ *that* is obviously and actually engaged in *either*:
13 (1) Work upon a highway whenever such vehicle displays flashing lights
14 meeting the requirements of K.S.A. 8-1731, and amendments thereto; *or*
15 (2) *waste collection*.

16 (c) The driver of a motor vehicle upon approaching a stationary
17 authorized vehicle ~~which~~ *that* is obviously and actually engaged in *either*:
18 (1) Work upon a highway, when such authorized vehicle is displaying
19 flashing lights meeting the requirements of K.S.A. 8-1731, and
20 amendments thereto; *or* (2) *waste collection*, shall do either of the
21 following:

22 ~~(1)~~(A) If the driver of the motor vehicle is traveling on a highway that
23 consists of at least two lanes that carry traffic in the same direction of
24 travel as that of the driver's motor vehicle, the driver shall proceed with
25 due caution and, if possible and with due regard to the road, weather and
26 traffic conditions, shall change lanes into a lane that is not adjacent to that
27 of the stationary authorized vehicle; or

28 ~~(2)~~(B) if the driver is not traveling on a highway of a type described
29 in paragraph ~~(1)~~ (A), or if the driver is traveling on a highway of that type
30 but it is not possible to change lanes or if to do so would be unsafe, the
31 driver shall proceed with due caution, reduce the speed of the motor
32 vehicle and maintain a safe speed for the road, weather and traffic
33 conditions.

34 (d) From and after the effective date of this act and prior to July 1,
35 2007, a law enforcement officer shall issue a warning citation to anyone
36 violating the provisions of subsection (c).

1 (e) This section shall not operate to relieve the driver of an authorized
2 vehicle from the duty to drive with due regard for the safety of all persons
3 using the highway.

4 Sec. 2. K.S.A. 2017 Supp. 8-1531 is hereby repealed.

5 Sec. 3. This act shall take effect and be in force from and after its
6 publication in the statute book.