

## **2014 Standard Traffic Ordinance Revisions**

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The following is a list providing the specifics of amendments made to the 2014 version of the Standard Traffic Ordinances published by the Kansas League of Municipalities. The list was compiled after several inquiries from cities for the information and confirming the League did not have such a list available.

There were few amendments to state traffic statutes in 2014, and it appears the League has completed a thorough review of the STOs and their related state statutes resulting in a large number of minor and clean-up amendments to the STOs, in addition to the 2014 state law amendments.

This list has not been reviewed by nor sanctioned by the Kansas League of Municipalities.

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### Section 1 – Definitions

Church Bus – Changed “motor vehicle” to “bus.” (From KSA 8-1730a which was not amended in 2014) NOTE: This brings this definition in line with KSA 8-1730a.

Day Care Program – Changed “mentally retarded and other handicapped persons” to “people with intellectual or other disabilities.” Changed “the severely and young retarded or handicapped” to “young people with severe intellectual and other disabilities.” (Reflects changes to KSA 39-1006, defining “Day Care Programs,” which was last amended in 2012.)

Day Care Program Bus – Added “or used by a child care facility licensed by the Kansas department of health and environment who provides transportation for children six and 18 years of age.” (From KSA 8-1730a which was not amended in 2014. KSA 8-1730 uses “six through 18 years of age.)

Electric Vehicle – Changed subsection numbers to (a) and (b) from (1) and (2). (From KSA 8-126 (g). NOTE: KSA 8-126 (g) still uses (1) and (2).)

Toxic Vapors – Changed subsection numbers to (a) through (o) from (1) through (15). (From KSA 21-5712. NOTE: KSA 21-5712 still uses (1) through (15).)

### Section 11 – Manual and Specifications for Traffic Control Devices

Changes the referenced manual from “the manual and specifications adopted by the state highway commission” to “the state manual and specifications.”  
Changes the KSA reference from KSA 8-2005a to KSA 8-2005.

### Section 13.1 – Traffic Control Signal and Preemption Devices

Subsection (a) changed from “any person to possess” to “any person to knowingly possess” consistent with KSA 21-6324. Adds “Except as provided in subsection (c),” to subsection (a). (Technical clean up.)

#### Section 23 – Accident Involving Death or Personal Injury

Added subsection (c) requiring compliance with section 26.1. This makes it consistent with KSA 8-1602 subsection (d). It appears to me this amendment in the STO has moved subsections (b) (1) and (2) under subsection (c) but they should still be under subsection (b).

#### Section 24 – Accident Involving Damage to Vehicle or Other Property

Deleted. KSA 8-1603 was repealed in 2011. Although the title of section 23 doesn't reflect it, that section also covers what was in section 24.

#### Section 25 – Duty to Give Information and Render Aid

Added "or who is investigating the accident" to the end of subsection (a)(1); changed "20 days" to "10 days" in line six of subsection (c); and added "make and year of the vehicle" after "policy number" in line 14 of subsection (c). This is consistent with the amendment to KSA 8-1604 in 2011.

#### Section 27 – Duty to Report Accidents

Deleted. 8-1606 was repealed in 2011. Section 25 has the provisions that were in this section.

#### Section 30 – Driving Under the Influence of Intoxicating Liquor or Drugs; Penalties

Added "or section 30.1" at the end of subsection (h)(2)(B). Changed referenced statute in subsection (n)(3) from "KSA 21-36a12" to "KSA 21-5712." (Technical clean up.)

#### Section 30.1 – Driving Commercial Motor Vehicle Under the Influence of Intoxicating Liquor or Drugs

Added subsection (h) which is directive to the division of vehicles regarding administrative driver's license actions upon conviction. This results in renumbering the remaining subsections and changing any references to those amended subsection numbers. Changed referenced statute in subsection (n)(3) from "KSA 21-36a12" to "KSA 21-5712." (Technical clean up based on KSA 8-2,144.)

#### Section 30.3 – Ignition Interlock Devices; Tampering

Adds subsection (c) relating to the administrative action by the division of vehicles upon conviction to extend the required period for ignition interlock devices. This is consistent with KSA 8-1017 as amended in 2011.

#### Section 31 – Fleeing or Attempting to Elude a Police Officer

In subsection (a)(3), changed "under paragraph (1) of this subsection" to "under subsection (a)(1)." Split what was subsection (c) into subsections (c), (d)(1), and (d)(2) and adds the new KSA provision on how the first, second, third, or subsequent conviction is determined to subsection (d)(1). (Reflects 2014 amendments to KSA 8-1568.)

Section 41 – When Passing on the Right is Permitted

Added section (a)(3) relating to transit buses, bringing the STO into alignment with KSA 8-1517 as amended in 2010.

Section 43 – Further Limitations on Driving on Left of Center of Roadway

At the end of subsection (b), changed “vehicle turning into or from” to “vehicle turning left into or from.” This makes the STO the same as KSA 8-1519 which was last amended in 1987.

Section 54 – Turning Movements and Required Signals

Added commas before and after “in the manner provided herein” on lines 3 and 4 of subsection (c). (Technical correction.)

Section 62 – Highway Construction and Maintenance

Changed the reference from “KSA 8-1731” to “Section 172.” (Technical correction.)

Section 85 – Stopping, Standing, or Parking Prohibited in Specified Places

Adds “yield sign” to the list of signs in subsection (b)(4) with parking prohibited within 30 feet. (This is consistent with KSA 8-1571 which has always included “yield signs.”) Removed the duplicative “No person shall” from the beginning of subsections (d) and (e). (Technical correction.)

Section 106 – Transportation of Alcoholic Beverages

Added subsection (a)(2)(B) describing where open containers are allowed in a vehicle not equipped with a trunk. (This brings the STO in alignment with the amendment made to KSA 8-1599 in 2006.)

Section 111 – Crossing a Fire Hose

Changes “on any street or private driveway” to “on any street or private road, or driveway” making it consistent with the wording of KSA 8-1582 since 1974.

Section 124 – Riding in House Trailer or Mobile or Manufactured Home Prohibited

Added the references to the definitions in KSA 58-4202 for manufactured and mobile homes. Those references also exist in KSA 8-1578.

Section 133 – Lamps and Other Equipment on Bicycles

Changed “approved by the division” to “approved by the secretary of transportation” in subsection (a) relating to the rear reflector requirement. This is consistent with the provision existing in KSA 8-1592. Strikes “new bicycle or” from subsection (c) relating to the prohibiting sales without rear reflectors on the pedals. Makes this provision in the STO the same as in KSA 8-1592.

Section 154 – Visibility of Reflectors, Clearance Lamps, and Marker Lamps

Added “and identification lamps” to subsection (b) making it the same as KSA 8-1713 which was last amended in 1974.

#### Section 170 – School Buses

Amended subsection (a) by reformatting it, changing “required by this ordinance” to “required by this act”, and adding subsection (a)(2) requiring the white strobe light on buses manufactured after July 1, 2007. This makes the STO the same as KSA 8-1730.

#### Section 174 – Horns and Warning Devices

Added “whistle” to the list of prohibited devices in subsection (b) making this subsection the same as KSA 8-1738 last amended in 2004.

#### Section 182 – Child Passenger Safety Restraining Systems

In line 7 of subsection (h) listing exempted vehicles, deleted “or a motor-driven cycle” and added “a trailer or a vehicle constructed either on a truck chassis registered for a gross weight of more than 12,000 pounds or a farm truck registered for a gross weight of more than 16,000 pounds.” This makes the STO provision the same as in KSA 8-1343a which was last amended in 2005.

#### Section 192 – Driver’s License

Deleted “or operate” from the second line making it consistent with KSA 8-235.

#### Section 193 – Driver’s License in Possession

This STO is listed as being amended, however there were no changes. NOTE: This STO has some differences from KSA 8-244. Instead of “law enforcement officer” the KSA uses “officer of a court of competent jurisdiction or any peace officer, examiner or officer of the division of vehicles.” The STO does not include the option for the arrested person to produce the license at the “office of the arresting officer” which is an option in KSA.

#### Section 194 – Driving While License Canceled, Suspended, or Revoked

Added “or resolution” to the 9<sup>th</sup> line of subsection (a)(4)(A) making it the same as KSA 8-262, which was last amended in 2012. Also added “prior to its repeal” in two places in subsection (b)(3). (Technical corrections matching KSA 8-262.)

#### Section 200 – Motor Vehicle Liability Insurance

This STO, especially subsection (a), was rewritten to substantially be the same as KSA 40-3104, although not all provision of the KSA are included. At the end of the third line from the end of subsection (e), added “make and year of the vehicle” to the required data on the proof of insurance form, this has been in KSA 40-3104 in the past.

#### Section 201 – There were no changes.

#### Section 201.1 – Failure to Comply with a Traffic Citation

Subsection (b)(2)(B) was totally amended and subsection (b)(2)(C) was added to match the 2014 amendments to KSA 8-2110.