

As Amended by Senate Committee

Session of 2004

SENATE BILL No. 330

By Committee on Transportation

1-22

10 AN ACT regulating traffic; requiring certain warning devices on garbage
11 trucks; amending K.S.A. 8-1738 and repealing the existing section.
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 8-1738 is hereby amended to read as follows: 8-
15 1738. (a) Every motor vehicle when operated upon a highway shall be
16 equipped with a horn in good working order and capable of emitting
17 sound audible under normal conditions from a distance of not less than
18 ~~two hundred (200)~~ 200 feet, but no horn or other warning device shall
19 emit an unreasonably loud or harsh sound or whistle. The driver of a
20 motor vehicle when reasonably necessary to insure safe operation shall
21 give audible warning with his horn but shall not otherwise use such horn
22 when upon a highway.

23 (b) No vehicle shall be equipped with nor shall any person use upon
24 a vehicle any siren, whistle or bell, except as otherwise permitted in this
25 section.

26 (c) Any vehicle may be equipped with a theft alarm signal device
27 which is so arranged that it cannot be used by the driver as an ordinary
28 warning signal. Such a theft alarm signal device may use a whistle, bell,
29 horn or other audible signal but shall not use a siren.

30 (d) Every authorized emergency vehicle shall be equipped with a
31 siren, whistle or bell, capable of emitting sound audible under normal
32 conditions from a distance of not less than ~~five hundred (500)~~ 500 feet
33 and of a type approved by the secretary of transportation, but such siren
34 shall not be used except when such vehicle is operated in response to an
35 emergency call or in the immediate pursuit of an actual or suspected
36 violator of the law, in which said latter events the driver of such vehicle
37 shall sound said siren when reasonably necessary to warn pedestrians and
38 other drivers of the approach thereof.

39 (e) *Every truck specifically designed and equipped and used exclu-*
40 *sively for garbage, refuse or solid waste disposal operations shall be*
41 *equipped with a whistle, bell or other audible signal, ~~except that such~~.*
42 **Such** *whistle, bell or other audible signal shall be used only when the*
43 *driver of the truck is backing such truck. **Notwithstanding the provi-***

1 ***sions of this section, a city may adopt an ordinance prohibiting the***
2 ***activation of such whistle, bell or other audible signal during spe-***
3 ***cific periods of time during the day.***

4 Sec. 2. K.S.A. 8-1738 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.