

HOUSE BILL No. 2680

By Committee on Appropriations

2-9

9 AN ACT regulating traffic; concerning driving in the right lane; impeding
10 traffic; amending K.S.A. 8-1561 and K.S.A. 2009 Supp. 8-1522 and
11 repealing the existing sections.
12

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

14 Section 1. K.S.A. 2009 Supp. 8-1522 is hereby amended to read as
15 follows: 8-1522. Whenever any roadway has been divided into two or
16 more clearly marked lanes for traffic, the following rules in addition to
17 all others consistent herewith shall apply.

18 (a) A vehicle shall be driven as nearly as practicable entirely within a
19 single lane and shall not be moved from such lane until the driver has
20 first ascertained that such movement can be made with safety.

21 (b) Upon a roadway which is divided into three lanes and provides
22 for two-way movement of traffic, a vehicle shall not be driven in the center
23 lane except when overtaking and passing another vehicle traveling in the
24 same direction when such center lane is clear of traffic within a safe
25 distance, or in preparation for making a left turn or where such center
26 lane is at the time allocated exclusively to traffic moving in the same
27 direction that the vehicle is proceeding and such allocation is designated
28 by official traffic-control devices.

29 ~~(c) Upon a highway located outside the corporate limits of any city~~
30 ~~divided into two lanes of traffic proceeding in the same direction, all~~
31 ~~vehicles shall be driven in the right lane except when:~~

32 ~~—(1) Overtaking and passing another vehicle;~~

33 ~~—(2) preparing to make a proper left turn;~~

34 ~~—(3) otherwise directed by official traffic-control devices; or~~

35 ~~—(4) otherwise required by other provisions of law.~~

36 ~~(d) Upon a highway located outside the corporate limits of any city~~
37 ~~divided into three or more lanes of traffic proceeding in the same direc-~~
38 ~~tion, vehicles shall not be driven in the far left lane except when:~~

39 ~~—(1) Overtaking and passing another vehicle;~~

40 ~~—(2) preparing to make a proper left turn;~~

41 ~~—(3) otherwise directed by official traffic-control devices; or~~

42 ~~—(4) otherwise required by other provisions of law.~~

43 ~~—(e) The provisions of subsections (c) and (d) shall not apply to au-~~

1 ~~thorized emergency vehicles, law enforcement vehicles, Kansas turnpike~~
2 ~~authority vehicles or department of transportation vehicles performing~~
3 ~~construction or maintenance work.~~

4 ~~—(f) (c)~~ Official traffic-control devices may be erected directing spec-
5 ified traffic to use a designated lane or designating those lanes to be used
6 by traffic moving in a particular direction regardless of the center of the
7 roadway and drivers of vehicles shall obey the directions of every such
8 device.

9 ~~(g) (d)~~ Official traffic-control devices may be installed prohibiting the
10 changing of lanes on sections of roadway and drivers of vehicles shall obey
11 the directions of every such device.

12 ~~(h) From and after July 1, 2009, and prior to July 1, 2010, a law~~
13 ~~enforcement officer shall issue a warning citation to anyone violating the~~
14 ~~provisions of subsection (c) or (d).~~

15 Sec. 2. K.S.A. 8-1561 is hereby amended to read as follows: 8-1561.

16 (a) No person shall drive a motor vehicle at such a slow speed as to impede
17 the normal and reasonable movement of traffic except when reduced
18 speed is necessary for safe operation or in compliance with law.

19 (b) Whenever the secretary of transportation or local authorities
20 within their respective jurisdictions determine on the basis of an engi-
21 neering and traffic investigation that slow speeds on any highway or part
22 of a highway impede the normal and reasonable movement of traffic, the
23 secretary or any such local authority may determine and declare a mini-
24 mum speed limit below which no person shall drive a vehicle except when
25 necessary for safe operation or in compliance with law and that limit shall
26 be effective when posted upon appropriate fixed or variable signs.

27 (c) *Upon highways located outside the corporate limits of any city*
28 *divided into either two lanes or three lanes of traffic proceeding in the*
29 *same direction, the minimum speed for vehicles driven in the left lane*
30 *shall be the maximum posted speed limit, except when a reduced speed is*
31 *necessary for safe operation or in compliance with law.*

32 (d) *The provisions of subsection (c) shall not apply to authorized*
33 *emergency vehicles, law enforcement vehicles, Kansas turnpike authority*
34 *vehicles or department of transportation vehicles performing construction*
35 *or maintenance work.*

36 (e) *From and after July 1, 2010, and prior to July 1, 2011, a law*
37 *enforcement officer shall issue a warning citation to anyone violating the*
38 *provisions of subsection (c).*

39 Sec. 3. K.S.A. 8-1561 and K.S.A. 2009 Supp. 8-1522 are hereby
40 repealed.

41 Sec. 4. This act shall take effect and be in force from and after its
42 publication in the statute book.