

CHAPTER 134
HOUSE BILL No. 2561

AN ACT regulating traffic; allowing transit buses to operate on certain right shoulders; amending K.S.A. 8-1517 and repealing the existing section.

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

New Section 1. (a) The secretary of transportation may authorize transit buses to be operated upon the right shoulders of city connecting links and other highways in the state highway system in Johnson county.

(b) Transit buses shall be authorized to be operated upon shoulders under subsection (a), only if the speed of traffic on such connecting link or highway has been reduced to less than 35 miles per hour.

(c) Drivers of transit buses being operated upon the shoulder under this section shall:

(1) Not exceed the traffic speed by more than 10 miles per hour; and
(2) yield to merging, entering and exiting traffic and to other vehicles on the shoulder.

(d) The secretary of transportation shall adopt such rules and regulations necessary to implement the provisions of this section, including any requirements for highway signage.

(e) Annually, prior to the 10th day of each regular session of the legislature, the secretary of transportation and persons designated by the board of county commissioners of Johnson county shall report to the legislature concerning the implementation and operation of the program authorized by this section.

Sec. 2. K.S.A. 8-1517 is hereby amended to read as follows: 8-1517.
(a) The driver of a vehicle may overtake and pass upon the right of another vehicle only under the following conditions:

(1) When the vehicle overtaken is making or about to make a left turn; ~~or~~

(2) upon a roadway with unobstructed pavement of sufficient width for two ~~(2)~~ or more lines of vehicles moving lawfully in the direction being traveled by the overtaking vehicle; *or*

(3) *a transit bus authorized under and being operated in accordance with the provisions of section 1, and amendments thereto.*

(b) The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting such movement in safety. Such movement shall not be made by driving off the roadway, *except as authorized under section 1, and amendments thereto.*

Sec. 3. K.S.A. 8-1517 is hereby repealed.

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

Approved May 13, 2010.
