

HOUSE BILL No. 2202

By Committee on Agriculture and Natural Resources

2-1

1 AN ACT concerning transportation; relating to motor carrier regulations.

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

4 Section 1. (a) Whenever the governor declares that all or any portion
5 of the state is in a state of drought pursuant to subsection (e) of K.S.A. 48-
6 924 et seq., and amendments thereto, the following conditions shall apply
7 to any motor carrier transporting hay or related animal forage feedstuffs to
8 the geographic area as specified in such declaration of drought:

9 (1) Motor carrier registration and fuel tax permits as enforced by the
10 Kansas department of revenue shall be temporarily suspended;

11 (2) any licensing, certification and permitting rules and regulations as
12 required by the state corporation commission shall be temporarily
13 suspended;

14 (3) motor carriers shall not operate during the period beginning 30
15 minutes after sunset and ending 30 minutes before sunrise, and shall
16 comply with the flags, signs and lighting requirements applicable to
17 overwidth vehicles as provided in K.S.A. 8-1902, and amendments
18 thereto;

19 (4) motor carriers shall not operate during inclement weather
20 conditions;

21 (5) oversize or overweight loads shall not be transported when
22 visibility is less than $\frac{1}{2}$ mile, or when conditions of moderate to heavy
23 rain, sleet, snow, fog or smoke exist, or when highway surfaces are
24 slippery due to ice, packed snow or rain; and

25 (6) motor carriers shall not transport a load of more than 12 feet in
26 width and 14 feet, six inches, in height.

27 (b) The provisions of subsection (a) shall be effective immediately
28 upon the governor's declaration of a state of drought and shall continue in
29 effect until such declaration has been terminated pursuant to the provisions
30 of K.S.A. 48-924, and amendments thereto.

31 (c) As used in this section:

32 (1) "Commercial vehicle" has the same meaning as provided in
33 K.S.A. 8-2,128, and amendments thereto; and

34 (2) "motor carrier" means any driver operating a commercial motor
35 vehicle and any person that holds a certificate of convenience and
36 necessity, a certificate of public service, private carrier permit or an

1 interstate license as an interstate exempt carrier from the state corporation
2 commission, or is required to register motor carrier equipment pursuant to
3 49 U.S.C. § 14504a.

4 Sec. 2. This act shall take effect and be in force from and after its
5 publication in the statute book.