

## HOUSE BILL No. 2398

By Committee on Federal and State Affairs

3-16

1 AN ACT concerning traffic control devices; relating to the maintenance  
2 thereof, counties and townships; amending K.S.A. 2016 Supp. 8-2005  
3 and 68-526 and repealing the existing sections.  
4

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

6 Section 1. K.S.A. 2016 Supp. 8-2005 is hereby amended to read as  
7 follows: 8-2005. (a) Local authorities in their respective jurisdictions shall  
8 place and maintain such traffic-control devices upon highways under their  
9 jurisdiction as they may deem necessary to indicate and to carry out the  
10 provisions of this act or local traffic ordinances or to regulate, warn or  
11 guide traffic. All such traffic-control devices hereafter erected shall  
12 conform to the state manual and specifications.

13 (b) Local authorities in exercising those functions referred to in  
14 subsection (a) shall be subject to the direction and control of the secretary  
15 of transportation with respect to highways and streets designated by the  
16 secretary as connecting links in the state highway system.

17 (c) ~~In townships located in Douglas, Johnson, Riley, Shawnee and~~  
18 ~~Sedgwick counties all counties not operating under the county road unit~~  
19 ~~system or the county rural highway system, the township board shall place~~  
20 ~~and maintain traffic-control devices, other than regulatory signs, on~~  
21 ~~township roads under the board's jurisdiction, except those traffic control~~  
22 ~~devices listed in subsection (d). In addition, such township board shall~~  
23 ~~place and maintain~~ Regulatory signs on township roads under the *township*  
24 board's jurisdiction *shall be* consistent with resolutions of the board of  
25 county commissioners of the county in which the township road is located.  
26 For this purpose, a regulatory sign is a sign setting forth a regulation, the  
27 violation of which subjects the operator of the motor vehicle to fine,  
28 imprisonment, or both.

29 Nothing in this subsection shall be construed as precluding the board of  
30 county commissioners from placing and maintaining traffic-control  
31 devices on township roads, if the board determines that traffic-control  
32 devices or signs placed by a township are inadequate, but the board of  
33 county commissioners shall have no obligation to do so.

34 (d) *In all counties not operating under the county road unit system or*  
35 *the county rural highway system, the board of county commissioners shall*  
36 *place and maintain traffic control devices related to county culverts and*

1 county bridges, and construction signage related to county projects on  
2 township roads. Additionally, the board of county commissioners shall  
3 maintain any street name signs that may be placed at their discretion on  
4 township roads.

5 Sec. 2. K.S.A. 2016 Supp. 68-526 is hereby amended to read as  
6 follows: 68-526. (a) In all counties not operating under the county road  
7 unit system, *or the county rural highway system*, the township board shall  
8 have the general charge and supervision of all township roads and  
9 township culverts in their respective townships. The board shall procure  
10 machinery, implements, tools, drain tile, stone, gravel and any other  
11 material or equipment required, for the construction or repair of such roads  
12 and culverts. All work shall be done in accordance with *any plans and*,  
13 specifications and ~~the~~ general regulations ~~to be~~ prepared and furnished by  
14 the county engineer. *The township board shall place and maintain all such*  
15 *traffic control devices for township roads as provided by K.S.A. 8-2005,*  
16 *and amendments thereto.*

17 ~~(b) In townships located in Douglas, Johnson, Riley, Shawnee and~~  
18 ~~Sedgwick counties, the township board shall place and maintain traffic-~~  
19 ~~control devices and guidance, warning and regulatory signs on all~~  
20 ~~township roads as provided by K.S.A. 8-2005, and amendments thereto.~~

21 Sec. 3. K.S.A. 2016 Supp. 8-2005 and 68-526 are hereby repealed.

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