

SENATE BILL No. 167

By Senator Corson

2-8

1 AN ACT concerning motor vehicles; relating to authorized emergency
2 vehicles; permitting certain public utility motor vehicles to be
3 authorized emergency vehicles without a designation by county
4 commissioners; amending K.S.A. 2020 Supp. 8-1404 and 8-2010 and
5 repealing the existing sections.
6

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

8 Section 1. K.S.A. 2020 Supp. 8-1404 is hereby amended to read
9 as follows: 8-1404. "Authorized emergency vehicle" means: Such fire
10 department vehicles or police bicycles or police vehicles ~~which~~ *that* are
11 publicly owned; motor vehicles operated by ambulance services permitted
12 by the emergency medical services board under the provisions of K.S.A.
13 65-6101 et seq., and amendments thereto; wreckers, tow trucks or car
14 carriers, as defined by K.S.A. 66-1329, and amendments thereto, and
15 having a certificate of public service from the state corporation
16 commission; *motor vehicles operated by an authorized person, as defined*
17 *in K.S.A. 66-1710, and amendments thereto, for an electric or natural gas*
18 *public utility, as defined in K.S.A. 66-104, and amendments thereto, and*
19 *such other publicly or privately owned vehicles which that* are designated
20 as emergency vehicles pursuant to K.S.A. 8-2010, and amendments
21 thereto.

22 Sec. 2. K.S.A. 2020 Supp. 8-2010 is hereby amended to read as
23 follows: 8-2010. (a) Any particular vehicle listed in ~~subsection (b) of~~
24 K.S.A. 8-2010a(b), and amendments thereto, shall be designated, by the
25 board of county commissioners ~~in which~~ *of the county where* such vehicle
26 is located, as an authorized emergency vehicle upon the filing of an
27 application pursuant to K.S.A. 8-2010a, and amendments thereto and a
28 finding that designation of such vehicle is necessary to the preservation of
29 life or property or to the execution of emergency governmental functions.
30 The designation shall be in writing and the written designation shall be
31 carried in the vehicle at all times, but failure to carry the written
32 designation shall not affect the status of the vehicle as an authorized
33 emergency vehicle.

34 (b) Any vehicle designated as an authorized emergency vehicle prior
35 to the effective date of this act, may continue to operate as an authorized
36 emergency vehicle, as long as:

1 (1) The ownership of such vehicle remains unchanged; and

2 (2) the use of such vehicle for purposes for which such vehicle was
3 designated remains unchanged, except that all future operation of such
4 vehicle as an authorized emergency vehicle shall be in accordance with
5 this section and such other applicable provisions of law.

6 (c) The following vehicles shall not be required to be designated by
7 the board of county commissioners as authorized emergency vehicles:

8 (1) Fire department vehicles or police vehicles—~~which~~ *that* are
9 publicly owned;

10 (2) motor vehicles operated by ambulance services permitted by the
11 emergency medical services board under the provisions of K.S.A. 65-6101
12 et seq., and amendments thereto; ~~and~~

13 (3) wreckers, tow trucks or car carriers, as defined by K.S.A. 66-
14 1329, and amendments thereto, and having a certificate of public service
15 from the state corporation commission; *and*

16 (4) *motor vehicles operated by an authorized person as defined in*
17 *K.S.A. 66-1710, and amendments thereto, for an electric or natural gas*
18 *public utility as defined in K.S.A. 66-104, and amendments thereto, when*
19 *such motor vehicles are utilized for emergency repairs that are needed on*
20 *electric utility or natural gas equipment to restore necessary services or*
21 *ensure public safety.*

22 (d) Any vehicle designated under the provisions of this section, as an
23 authorized emergency vehicle in the county in which such vehicle is
24 located, shall be a valid designation of such vehicle in any other county
25 and such vehicle shall be authorized to operate as an authorized emergency
26 vehicle without being required to obtain any additional designation in any
27 other county.

28 Sec. 3. K.S.A. 2020 Supp. 8-1404 and 8-2010 are hereby repealed.

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