

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 *{and*
3 *telecommunications vehicles}* to be authorized emergency vehicles
4 without a designation by county commissioners; amending K.S.A.
5 2020 Supp. 8-1404 and 8-2010 and 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;*
19 *motor vehicles operated by a provider, as defined in K.S.A. 17-1902, and*
20 *amendments thereto, or a wireless infrastructure provider or a wireless*
21 *services provider, as defined in K.S.A. 66-2019, and amendments*
22 *thereto;}* and such other publicly or privately owned vehicles ~~which~~ *that*
23 are designated as emergency vehicles pursuant to K.S.A. 8-2010, and
24 amendments thereto.

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

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

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

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

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

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

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

16 (3) wreckers, tow trucks or car carriers, as defined in K.S.A. 66-
17 1329, and amendments thereto, and having a certificate of public service
18 from the state corporation commission; ~~and~~

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

25 (5) ***motor vehicles operated by a provider, as defined in K.S.A. 17-***
26 ***1902, and amendments thereto, or a wireless infrastructure provider or a***
27 ***wireless services provider, as defined in K.S.A. 66-2019, and***
28 ***amendments thereto}**.*

29 (d) Any vehicle designated under the provisions of this section, as an
30 authorized emergency vehicle in the county in which such vehicle is
31 located, shall be a valid designation of such vehicle in any other county
32 and such vehicle shall be authorized to operate as an authorized emergency
33 vehicle without being required to obtain any additional designation in any
34 other county.

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

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