

## HOUSE BILL No. 2643

By Committee on Transportation

2-9

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1 AN ACT regulating traffic; concerning maximum speed limits, powers of  
2 the secretary of transportation; amending K.S.A. 8-1559 and repealing  
3 the existing section.  
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 8-1559 is hereby amended to read as follows: 8-  
7 1559. (a) The secretary of transportation may determine and declare:

8 (1) Based on an engineering and traffic investigation that an existing  
9 speed limit is greater or less than what is reasonable or safe under the  
10 conditions found to exist at any intersection or other place or upon any part  
11 of the state highway system, or upon any city street which is a state  
12 highway connecting link; or

13 (2) based on information or circumstances known to the secretary,  
14 without an engineering or traffic investigation, that a speed less than the  
15 maximum otherwise allowed is warranted. If the secretary determines to  
16 designate a speed limit under authority of this paragraph the secretary shall  
17 prepare a statement and notice of alteration of maximum speed limit. The  
18 statement shall be in writing, shall specify the designated maximum speed  
19 limit, the route or routes affected, or any segment thereof, the factors upon  
20 which the decision is based and the date on which the speed limit shall be  
21 effective. The notice shall specify the route or routes affected, or segments  
22 thereof, the designated maximum speed limit and the effective date. The  
23 notice required under this paragraph shall be sent to the Kansas highway  
24 patrol and the sheriff of any county in which the affected route or routes  
25 are located prior to the effective date of the new maximum speed limit.

26 (b) Any maximum speed limit declared under subsection (a) may be  
27 effective at all times or at designated times; and differing speed limits may  
28 be established for different times of day, different types of vehicles,  
29 varying weather conditions, or other factors bearing on safe speeds. In  
30 addition to any other requirement imposed on the secretary of  
31 transportation, no alteration in the speed limits under subsection (a) shall  
32 be effective until posted upon appropriate fixed or variable signs.

33 (c) The secretary of transportation may establish the speed limit  
34 within a road construction zone, as defined in K.S.A. 8-1458a, and  
35 amendments thereto, upon any highway under the jurisdiction of the  
36 secretary, and the speed limit shall be effective when appropriate signs

1 giving notice thereof are erected.

2 (d) The secretary of transportation shall not establish any maximum  
3 speed limit in excess of the maximum speed limits established by K.S.A.  
4 8-1558, and amendments thereto, *except that the secretary may establish a*  
5 *speed limit which exceeds the limit established under K.S.A. 8-1558(a)(4),*  
6 *and amendments thereto, by five miles per hour on any such highway*  
7 *located outside of an urban district.*

8 (e) The secretary of transportation shall not alter any speed limit  
9 established under ~~paragraph (4) of subsection (a)~~ of K.S.A. 8-1560(a)(4),  
10 and amendments thereto, without first obtaining approval from the local  
11 authority.

12 Sec. 2. K.S.A. 8-1559 is hereby repealed.

13 Sec. 3. This act shall take effect and be in force from and after its  
14 publication in the statute book.