

As Amended by House Committee

Session of 2019

SENATE BILL No. 63

By Committee on Transportation

1-31

1 AN ACT concerning **transportation; relating to** transportation network
2 company vehicles; ~~relating to~~ **regulating the use of** authorized lights,
3 city ordinances; **requiring vehicle drivers to stop for on-track train**
4 **equipment at railroad grade crossing signals;** amending **K.S.A. 8-**
5 **1551 and** K.S.A. 2018 Supp. 8-1729 and repealing the existing ~~section~~
6 **sections.**

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

9 New Section 1. (a) The governing body of a city may adopt an
10 ordinance that allows a driver for a transportation network company, who
11 is logged on to the transportation network company's digital network, to
12 equip the vehicle with a lighting device capable of displaying light visible
13 from directly in front of the center of the vehicle. Such lighting device
14 may display: (1) Steady light; and (2) light of any color, except red.

15 (b) The words and phrases used in this section have the meanings
16 respectively ascribed thereto by K.S.A. 2018 Supp. 8-2702, and
17 amendments thereto, unless a different meaning is plainly required by the
18 context.

19 (c) This section shall be a part of and supplemental to the uniform act
20 regulating traffic on highways.

21 Sec. 2. K.S.A. 2018 Supp. 8-1729 is hereby amended to read as
22 follows: 8-1729. (a) During the times specified in K.S.A. 8-1703, and
23 amendments thereto, any lighted lamp or illuminating device upon a motor
24 vehicle, other than head lamps, spot lamps, auxiliary lamps, flashing turn
25 signals, vehicular hazard warning lamps and school bus warning lamps,
26 ~~which~~ *that* projects a beam of light of an intensity greater than 300
27 candlepower shall be so directed that no part of the high intensity portion
28 of the beam will strike the level of the roadway on which the vehicle
29 stands at a distance of more than 75 feet from the vehicle.

30 (b) Except as required or permitted in K.S.A. 8-1720 and 8-1730, and
31 amendments thereto, *or section 1, and amendments thereto*, no person
32 shall drive or move any vehicle or equipment upon any highway with any
33 lamp or device capable of displaying a red light visible from directly in
34 front of the center thereof, nor shall any vehicle or equipment upon any
35 highway have any lamp or device displaying any color of light visible
36 from directly in front of the center thereof except white or amber or any

1 shade of color between white and amber.

2 (c) Flashing lights are prohibited except as authorized or required in
3 K.S.A. 8-1717, 8-1720, 8-1721, 8-1722, 8-1723, 8-1730, 8-1730a and 8-
4 1731, and amendments thereto.

5 (d) The flashing lights described in K.S.A. 8-1720, 8-1730 and 8-
6 1730a, and amendments thereto, shall not be used on any vehicle other
7 than a school bus, church bus or day care program bus, as defined in
8 K.S.A. 8-1730a, and amendments thereto, or an authorized emergency
9 vehicle.

10 (e) All lighting devices and reflectors mounted on the rear of any
11 vehicle shall display or reflect a red color, except the stop light or other
12 signal device, which may be red, amber or yellow, and except that the light
13 illuminating the license plate shall be white and the light emitted by a
14 back-up lamp shall be white or amber.

15 **Sec. 3. K.S.A. 8-1551 is hereby amended to read as follows: 8-
16 1551. (a) Whenever any person driving a vehicle approaches a
17 railroad grade crossing under any of the circumstances stated in this
18 section, the driver of such vehicle shall stop within ~~fifty (50)~~ 50 feet but
19 not less than ~~fifteen (15)~~ 15 feet from the nearest rail of such railroad,
20 and shall not proceed until ~~he or she~~ such driver can do so safely. The
21 foregoing requirements shall apply when:**

22 **(1) A clearly visible electric or mechanical signal device gives
23 warning of the immediate approach of a railroad train or other on-
24 track equipment;**

25 **(2) a crossing gate is lowered or when a human flagman gives or
26 continues to give a signal of the approach or passage of a railroad
27 train or other on-track equipment;**

28 **(3) a railroad train or other on-track equipment approaching
29 within approximately ~~one thousand five hundred (1,500)~~ 1,500 feet of
30 the highway crossing emits a signal audible from such distance and
31 such railroad train or other on-track equipment, by reason of its speed
32 or nearness to such crossing, is an immediate hazard; or**

33 **(4) an approaching railroad train or other on-track equipment is
34 plainly visible and is in hazardous proximity to such crossing.**

35 **(b) No person shall drive any vehicle through, around or under
36 any crossing gate or barrier at a railroad crossing while such gate or
37 barrier is closed or is being opened or closed.**

38 ~~Sec. 3. K.S.A. 8-1551 and K.S.A. 2018 Supp. 8-1729~~is are
39 hereby repealed.

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