

HOUSE BILL No. 2398

By Committee on Appropriations

2-17

AN ACT regulating traffic; concerning the maximum speed limit for school buses; amending K.S.A. 8-1558 and repealing the existing section.

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

Section 1. K.S.A. 8-1558 is hereby amended to read as follows: 8-1558. (a) Except as provided in subsections (b) and (e) and except when a special hazard exists that requires lower speed for compliance with K.S.A. 8-1557, and amendments thereto, the limits specified in this subsection or established as authorized by law shall be maximum lawful speeds, and no person shall operate a vehicle at a speed in excess of such maximum limits:

(1) In any urban district, 30 miles per hour;

(2) on any separated multilane highway, as designated and posted by the secretary of transportation, 70 miles per hour;

(3) on any county or township highway, 55 miles per hour; and

(4) on all other highways, 65 miles per hour.

(b) No person shall drive a school bus *transporting students* to or from school, ~~or interschool or intraschool functions or activities~~, at a speed greater than 45 miles per hour on any roadway having a dirt, sand or gravel surface, and in no event shall a school bus be driven to and from school, ~~or functions or activities~~, in excess of 55 miles per hour, notwithstanding any maximum speed limit in excess thereof *in excess of*:

(1) *On any roadway having a dirt, sand or gravel surface, 45 miles per hour; and*

(2) *on all other highways, 55 miles per hour.*

A school bus not transporting students shall comply with the maximum speed limits provided for in subsection (a).

The provisions of this subsection relating to school buses shall apply to buses used for the transportation of students enrolled in community colleges or area vocational schools, when such buses are transporting students to or from school, or functions or activities.

~~(c) The secretary of transportation shall not be liable for any damage or loss, asserted to have been sustained between the effective date of this act and July 1, 1996, based on a claim of failure to post any speed limit,~~

1 ~~or to erect signs or place markings in relation to any speed limit estab-~~
2 ~~lished by this act, on any highway under the secretary's jurisdiction.~~

3 ~~(d) (c)~~ The maximum speed limits in this section may be altered as
4 authorized in K.S.A. 8-1559 and 8-1560, and amendments thereto.

5 ~~(e) The speed limits established in paragraphs (2) and (4) of subsec-~~
6 ~~tion (a) shall be effective 15 days following the effective date of this act.~~
7 ~~During such interim fifteen-day period, the maximum speed limit under~~
8 ~~paragraph (2) of subsection (a) shall be 65 miles per hour and the maxi-~~
9 ~~imum speed limit under paragraph (4) of subsection (a) shall be 55 miles~~
10 ~~per hour.~~

11 Sec. 2. K.S.A. 8-1558 is hereby repealed.

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

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