

HOUSE BILL No. 2610

AN ACT concerning highways; relating to commemorative designations, the junction of interstate highway 70 and commerce parkway in Ellis county as the chief warrant officer 5 David Carter fallen veterans memorial interchange, a portion of U.S. highway 400 as the John Troy, Pete Hughes and Earl Seifert highway, the junction of interstate highway 235 and central avenue in Sedgwick county as the Captain Chris Norgren memorial interchange, a portion of K-148 as the SGT Lavern W Tegtmeier memorial highway; maximum speed limits, powers of the secretary of transportation; amending K.S.A. 8-1559 and repealing the existing section.

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

Section 1. The junction of interstate highway 70 and commerce parkway in Ellis county is hereby designated as the chief warrant officer 5 David Carter fallen veterans memorial interchange. Upon compliance with K.S.A. 2015 Supp. 68-10,114, and amendments thereto, the secretary of transportation shall place signs along the highway right-of-way at proper intervals to indicate that the junction of interstate highway 70 and commerce parkway in Ellis county is the chief warrant officer 5 David Carter fallen veterans memorial interchange.

Sec. 2. The portion of United States highway 400 from the intersection with Queens road in Labette county, then east to the intersection with Udall road is hereby designated as the John Troy, Pete Hughes and Earl Seifert highway. Upon compliance with K.S.A. 2015 Supp. 68-10,114, and amendments thereto, the secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the John Troy, Pete Hughes and Earl Seifert highway.

Sec. 3. The junction of interstate highway 235 and central avenue in Sedgwick county is hereby designated as the Captain Chris Norgren memorial interchange. Upon compliance with K.S.A. 2015 Supp. 68-10,114, and amendments thereto, the secretary of transportation shall place signs along the highway right-of-way at proper intervals to indicate that the junction of interstate highway 235 and central avenue is the Captain Chris Norgren memorial interchange.

Sec. 4. The portion of K-148 from the intersection with 23rd road in Washington county, then north to the Nebraska state line is hereby designated as the SGT Lavern W Tegtmeier memorial highway. Upon compliance with K.S.A. 2015 Supp. 68-10,114, and amendments thereto, the secretary of transportation shall place highway signs along the highway right-of-way at proper intervals to indicate that the highway is the SGT Lavern W Tegtmeier memorial highway.

Sec. 5. K.S.A. 8-1559 is hereby amended to read as follows: 8-1559.

(a) The secretary of transportation may determine and declare:

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

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

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

(c) The secretary of transportation may establish the speed limit

within a road construction zone, as defined in K.S.A. 8-1458a, and amendments thereto, upon any highway under the jurisdiction of the secretary, and the speed limit shall be effective when appropriate signs giving notice thereof are erected.

(d) The secretary of transportation shall not establish any maximum speed limit in excess of the maximum speed limits established by K.S.A. 8-1558, and amendments thereto, *except that the secretary may establish a speed limit which exceeds the limit established under K.S.A. 8-1558(a)(4), and amendments thereto, by five miles per hour on any such highway located outside of an urban district. Prior to increasing any speed limit authorized pursuant to this subsection, the secretary shall consider the effects of K.S.A. 8-1560c and 8-1560d before establishing a higher speed limit.*

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

Sec. 6. K.S.A. 8-1559 is hereby repealed.

Sec. 7. This act shall take effect and be in force from and after its publication in the statute book.

I hereby certify that the above BILL originated in the HOUSE, and was adopted by that body

HOUSE adopted
Conference Committee Report _____

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE
as amended _____

SENATE adopted
Conference Committee Report _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.