

House _____ Amendment NO. _____

Offered By

1 AMEND Senate Bill No. 8, Page 1, Section A, Line 2, by inserting after all of said section and line
2 the following:

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4 "304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal
5 by siren or while having at least one lighted lamp exhibiting red light visible under normal
6 atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing
7 blue light authorized by section 307.175, the driver of every other vehicle shall yield the right-of-
8 way and shall immediately drive to a position parallel to, and as far as possible to the right of, the
9 traveled portion of the highway and thereupon stop and remain in such position until such
10 emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

11 2. Upon approaching a stationary emergency vehicle displaying lighted red or red and blue
12 lights, [or] a stationary vehicle owned by the state highways and transportation commission and
13 operated by an authorized employee of the department of transportation or a stationary vehicle
14 owned by a contractor or subcontractor performing work for the department of transportation
15 displaying lighted amber or amber and white lights, or a stationary vehicle operated by a utility
16 worker displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:

17 (1) Proceed with caution and yield the right-of-way, if possible with due regard to safety
18 and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary
19 vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the
20 same direction as the approaching vehicle; or

21 (2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed
22 for road conditions, if changing lanes would be unsafe or impossible.

23 3. The motorman of every streetcar shall immediately stop such car clear of any intersection
24 and keep it in such position until the emergency vehicle has passed, except as otherwise directed by
25 a police or traffic officer.

26 4. An "emergency vehicle" is a vehicle of any of the following types:

27 (1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri
28 capitol police, a conservation agent, or a state park ranger, those vehicles operated by enforcement
29 personnel of the state highways and transportation commission, police or fire department, sheriff,
30 constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to

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1 make arrests for violations of the laws of the United States, traffic officer or coroner or by a
2 privately owned emergency vehicle company;

3 (2) A vehicle operated as an ambulance or operated commercially for the purpose of
4 transporting emergency medical supplies or organs;

5 (3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

6 (4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public
7 service corporation while performing emergency service;

8 (5) Any vehicle transporting equipment designed to extricate human beings from the
9 wreckage of a motor vehicle;

10 (6) Any vehicle designated to perform emergency functions for a civil defense or
11 emergency management agency established pursuant to the provisions of chapter 44;

12 (7) Any vehicle operated by an authorized employee of the department of corrections who,
13 as part of the employee's official duties, is responding to a riot, disturbance, hostage incident, escape
14 or other critical situation where there is the threat of serious physical injury or death, responding to
15 mutual aid call from another criminal justice agency, or in accompanying an ambulance which is
16 transporting an offender to a medical facility;

17 (8) Any vehicle designated to perform hazardous substance emergency functions established
18 pursuant to the provisions of sections 260.500 to 260.550; or

19 (9) Any vehicle owned by the state highways and transportation commission and operated
20 by an authorized employee of the department of transportation that is marked as a department of
21 transportation emergency response or motorist assistance vehicle.

22 5. As used in this section, the term "utility worker" means any employee while in
23 performance of his or her job duties, including any person employed under contract of a utility that
24 provides gas, heat, electricity, water, steam, telecommunications or cable services, or sewer services,
25 whether privately, municipally, or cooperatively owned.

26 6. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound
27 the siren thereon or have the front red lights or blue lights on except when such vehicle is
28 responding to an emergency call or when in pursuit of an actual or suspected law violator, or when
29 responding to, but not upon returning from, a fire.

30 (2) The driver of an emergency vehicle may:

31 (a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

32 (b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be
33 necessary for safe operation;

34 (c) Exceed the prima facie speed limit so long as the driver does not endanger life or
35 property;

36 (d) Disregard regulations governing direction of movement or turning in specified
37 directions.

38 (3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this
39 subsection shall apply only when the driver of any such vehicle while in motion sounds audible
40 signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is
41 equipped with at least one lighted lamp displaying a red light or blue light visible under normal

1 atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

2 [6.] 7. No person shall purchase an emergency light as described in this section without
3 furnishing the seller of such light an affidavit stating that the light will be used exclusively for
4 emergency vehicle purposes.

5 [7.] 8. Violation of this section shall be deemed a class A misdemeanor."; and

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7 Further amend said bill by amending the title, enacting clause, and intersectional references
8 accordingly.
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