

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute for House Bill No. 275, Page 1, Section 302.335, Line 10, by
2 inserting after all of said line the following:

3
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 [ø], amber and white lights, or red and blue lights, the driver of every
16 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
31 make arrests for violations of the laws of the United States, traffic officer or coroner or by a
32 privately owned emergency vehicle company;

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

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

36 (4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public

Action Taken _____ Date _____

1 service corporation while performing emergency service;

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

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

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

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

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

16 5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound
17 the siren thereon or have the front red lights or blue lights on except when such vehicle is
18 responding to an emergency call or when in pursuit of an actual or suspected law violator, or when
19 responding to, but not upon returning from, a fire.

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

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

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

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

26 (d) Disregard regulations governing direction of movement or turning in specified
27 directions.

28 (3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this
29 subsection shall apply only when the driver of any such vehicle while in motion sounds audible
30 signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is
31 equipped with at least one lighted lamp displaying a red light or blue light visible under normal
32 atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

33 6. No person shall purchase an emergency light as described in this section without
34 furnishing the seller of such light an affidavit stating that the light will be used exclusively for
35 emergency vehicle purposes.

36 7. Violation of this section shall be deemed a class A misdemeanor."; and
37

38 Further amend said bill, Page 2, Section 304.288, Line 23, by inserting after all of said line the
39 following:
40

41 "307.175. 1. Motor vehicles and equipment which are operated by any member of an
42 organized fire department, ambulance association, or rescue squad, whether paid or volunteer, may
43 be operated on streets and highways in this state as an emergency vehicle under the provisions of
44 section 304.022 while responding to a fire call or ambulance call or at the scene of a fire call or
45 ambulance call and while using or sounding a warning siren and using or displaying thereon fixed,
46 flashing or rotating blue lights, but sirens and blue lights shall be used only in bona fide
47 emergencies.

48 2. Motor vehicles and equipment owned by the state highways and transportation

1 commission or contractor or subcontractor performing work for the department of transportation
2 may use or display thereon fixed, flashing, or rotating amber [øɹ], white, red, or blue lights, but
3 [amber] red or [white] blue lights shall be used only while such vehicle is stationary in a work zone,
4 as defined in section 304.580, when highway workers, as defined in section 304.580, are present.

5 3. Permits for the operation of such vehicles equipped with sirens or blue lights shall be in
6 writing and shall be issued and may be revoked by the chief of an organized fire department,
7 organized ambulance association, rescue squad, or the state highways and transportation
8 commission and no person shall use or display a siren or blue lights on a motor vehicle, fire,
9 ambulance, or rescue equipment without a valid permit authorizing the use. A permit to use a siren
10 or lights as heretofore set out does not relieve the operator of the vehicle so equipped with
11 complying with all other traffic laws and regulations. Violation of this section constitutes a class A
12 misdemeanor.

13 4. Vehicles equipped with lights adjustable in intensity shall display the lights in a manner
14 that provides adequate visibility during daylight and in a manner that limits glare at all other
15 times."; and
16

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