

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND Senate Bill No. 329, Page 1, Section A, Line 3, by inserting immediately after all of said  
2 section and line 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, the driver of every motor vehicle shall:

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

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

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

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

26 (1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri  
27 capitol police, a conservation agent, or a state park ranger, those vehicles operated by enforcement  
28 personnel of the state highways and transportation commission, police or fire department, sheriff,  
29 constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to  
30 make arrests for violations of the laws of the United States, traffic officer or coroner or by a  
31 privately owned emergency vehicle company;

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

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

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

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

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

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

10 (8) Any vehicle designated to perform hazardous substance emergency functions established  
11 pursuant to the provisions of sections 260.500 to 260.550; [øf]

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

15 (10) Any vehicle owned and operated by the civil support team of the Missouri National  
16 Guard while in response to or during operations involving chemical, biological, or radioactive  
17 materials or in support of official requests from the state of Missouri involving unknown substances,  
18 hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the  
19 governor.

20 5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound  
21 the siren thereon or have the front red lights or blue lights on except when such vehicle is  
22 responding to an emergency call or when in pursuit of an actual or suspected law violator, or when  
23 responding to, but not upon returning from, a fire.

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

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

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

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

30 (d) Disregard regulations governing direction of movement or turning in specified  
31 directions.

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

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

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

41  
42 Further amend said bill by amending the title, enacting clause, and intersectional references  
43 accordingly.