

HOUSE AMENDMENT NO. ____
TO
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Offered By

AMEND House Amendment No. ____ to House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill Nos. 56 & 61, Page 1, Line 5, by deleting said line and inserting in lieu thereof the following:

"300.100. 1. The driver of an authorized emergency vehicle, when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law or when responding to but not upon returning from a fire alarm, may exercise the privileges set forth in this section, but subject to the conditions herein stated.

2. The driver of an authorized emergency vehicle may:

(1) Park or stand, irrespective of the provisions of this ordinance;

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

(3) Exceed the maximum speed limits so long as he does not endanger life or property;

(4) Disregard regulations governing direction of movement or turning in specified directions.

3. The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any said vehicle while in motion sounds audible signal by siren or while having at least one lighted lamp exhibiting a red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, except that an authorized emergency vehicle operated as a police vehicle is not required to use an audible signal or display a visual signal when the vehicle is being used to:

(1) Obtain evidence of a speeding violation;

(2) Respond to a suspected crime in progress when use of an audible or visual signal, or both, could reasonably result in the destruction of evidence or escape of a suspect; or

(3) Conduct surveillance of a vehicle or the passengers of a vehicle who are suspected of involvement in a crime.

4. The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others.

Action Taken _____ Date _____

1 301.218. 1. No person shall, except as an incident to the sale, repair, rebuilding or"; and
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3 Further amend said amendment, Page 2, Line 12, by inserting after all of said line the following:

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5 "Further amend said bill, Page 24, Section 302.574, Line 143, by inserting after all of said section
6 and line the following:

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

15 2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a
16 stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor
17 vehicle shall:

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

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

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

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

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

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

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

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

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 emergency
4 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;

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, except that
37 an authorized emergency vehicle operated as a police vehicle is not required to use an audible signal
38 or display a visual signal when the vehicle is being used to:

39 (a) Obtain evidence of a speeding violation;

1 **(b) Respond to a suspected crime in progress when use of an audible or visual signal, or**
2 **both, could reasonably result in the destruction of evidence or escape of a suspect; or**
3 **(c) Conduct surveillance of a vehicle or the passengers of a vehicle who are suspected of**
4 **involvement in a crime.**

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

8 7. Violation of this section shall be deemed a class A misdemeanor."; and"; and
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10 Further amend said bill by amending the title, enacting clause, and intersectional references
11 accordingly.
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13 THIS AMENDMENT AMENDS 1205H05.06H.