

KANSAS OFFICE *of*  
**REVISOR *of* STATUTES**

LEGISLATURE *of* THE STATE *of* KANSAS  
*Legislative Attorneys transforming ideas into legislation.*

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**MEMORANDUM**

To: House Committee on Transportation  
From: Office of Revisor of Statutes  
Date: February 3, 2021  
Subject: Bill Brief – HB 2164

HB 2164 requires drivers to proceed with due caution when passing stationary vehicles displaying hazard lights. The bill also creates a new traffic infraction for violating this provision.

Section 1 provides that a driver approaching a stationary vehicle displaying hazard lights must take one of two actions. Subsection (a)(1) states that if a driver is traveling on a highway with at least two lanes going in the same direction then that driver must change lanes away from the stationary vehicle with regard for the road, weather, and traffic conditions. Subsection (a)(2) goes on to state that if the driver is not traveling on a highway with at least two lanes or changing lanes would be unsafe then the driver should approach with due caution and reduce speed with regard for the road, weather, and traffic conditions.

Section 2 creates a new traffic infraction of unlawful passing of a stationary vehicle. The fine for this infraction shall be \$45.

If enacted, the provisions of HB 2164 become effective July 1, 2021.