

**CITY OF WESTWOOD HILLS, KANSAS  
ORDINANCE NO. 264**

**AN ORDINANCE AMENDING ORDINANCE NO. 258 THAT INCORPORATED BY REFERENCE THE “2016 STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES,” 44<sup>TH</sup> EDITION (STO), BY AMENDING SECTION 182.1 OF THE STO, AND ADDING NEW SECTION 11-101.2 TO CHAPTER 11, ARTICLE 1 OF THE CITY OF WESTWOOD HILLS, KANSAS, CODE OF ORDINANCES, WHICH REGULATES TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF WESTWOOD HILLS, KANSAS.**

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

**Section 1: AMENDMENT TO PROVISIONS OF ORDINANCE CONCERNING SEATBELTS.** A new Section 11-101.2 is hereby added to Chapter 11, Article 1 of the City of Westwood Hills, Kansas, Code of Ordinances to read as follows:

**Sec. 11-101.2. Amendment of standard traffic ordinance.** Section 182.1 of the Standard Traffic Ordinance for Kansas Cities, 2016 Edition, adopted and incorporated by City of Westwood Hills, Kansas, Ordinance No. 258, is amended to read as follows:

**Sec. 182.1 Seat Belts.**

(a) Except as provided in subsection (b):

- (1) Each occupant of either a passenger car manufactured with safety belts in compliance with federal motor vehicle safety standard no. 208 or an auticycle, who is 18 years of age or older, shall have a safety belt properly fastened about such person’s body at all times when the passenger car is in motion; and
- (2) Each occupant of either a passenger car manufactured with safety belts in compliance with federal motor vehicle safety standard no. 208 or an auticycle, who is at least 14 years of age but less than 18 years of age, shall have a safety belt properly fastened about such person’s body at all times when the passenger car is in motion.

(b) This section does not apply to:

- (1) An occupant of a passenger car who possesses a written statement from a licensed physician that such person is unable for medical reasons to wear a safety belt system;
- (2) Carriers of United States mail while actually engaged in delivery and collection of mail along their specified routes; or
- (3) Newspaper delivery persons while actually engaged in delivery of newspapers along their specified routes.

(c) Law enforcement officers shall not stop drivers for violations of subsection (a)(1) by a back seat occupant in the absence of another violation of law. A citation for violation of subsection (a)(1) by a back seat occupant shall not be issued without citing the violation that initially caused the officer to effect the enforcement stop.

(d) (1) Persons violating subsection (a)(1) shall be fined \$30 and no court costs; and


(2) Persons violating subsection (a)(2) shall be fined \$60 and no court costs.

(e) As used in this section, **passenger car** means a motor vehicle, manufactured or assembled after January 1, 1968, or a motor vehicle manufactured or assembled prior to 1968 which was manufactured or assembled with safety belts, with motive power designed for carrying 10 passengers or fewer, including vans, but does not include a motorcycle or a motor-driven cycle. (K.S.A. Supp. 8-2502-8-2504)

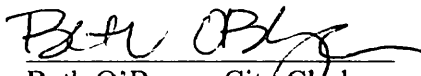
**Section 2. EXISTING SECTIONS.** Along with the section added herein, all provisions of Ordinance No. 258 shall remain in full force and effect.

**Section 3. EFFECTIVE DATE.** After passage and publication provided by law, this ordinance shall be in full force and effect beginning July 1, 2017.

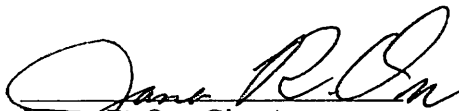
PASSED by the Governing Body and APPROVED by the Mayor this 10<sup>th</sup> day of July, 2017.

  
Paula Schwach, Mayor

Attest:

  
Beth O'Bryan, City Clerk

Approved as to form:

  
James R. Orr, City Attorney