

House Amendment to  
Senate Amendment to  
House File 463

S-3386

1 Amend the Senate amendment, H-1295, to House File 463, as  
2 amended, passed, and reprinted by the House, as follows:

3 1. By striking page 1, line 6, through page 2, line 7, and  
4 inserting:

5 <1. The department may designate by resolution certain of  
6 its employees upon each of whom there is hereby conferred the  
7 authority of a peace officer to control and direct traffic and  
8 weigh vehicles, and to make arrests for violations of enforce  
9 all laws of the state including but not limited to the rules  
10 and regulations of the department. Employees designated as  
11 peace officers pursuant to this section shall have the same  
12 powers conferred by law on peace officers for the enforcement  
13 of all laws of this state and the apprehension of violators.

14 2. Employees designated as peace officers pursuant to this  
15 section who are assigned to the supervision of the highways  
16 of this state shall spend the preponderance of their time  
17 conducting enforcement activities that assure the safe and  
18 lawful movement and operation of commercial motor vehicles and  
19 vehicles transporting loads, including but not limited to the  
20 enforcement of motor vehicle laws relating to the operating  
21 authority, registration, size, weight, and load of motor  
22 vehicles and trailers, and registration of a motor carrier's  
23 interstate transportation service with the department.

24 3. Employees designated as peace officers pursuant to  
25 this section shall not exercise the general powers of a peace  
26 officer within the limits of any city, except as follows:

27 a. When so ordered by the direction of the governor.

28 b. When request is made by the mayor of any city, with the  
29 approval of the director.

30 c. When request is made by the sheriff or county attorney of  
31 any county, with the approval of the director.

32 d. While in the pursuit of law violators or in investigating  
33 law violations.

34 e. While making any inspection provided by this chapter, or  
35 any additional inspection ordered by the director.

1 f. When engaged in the investigation and enforcement of laws  
2 relating to narcotic, counterfeit, stimulant, and depressant  
3 drugs.

4 4. The limitations specified in subsection 3 shall in no  
5 way be construed as a limitation on the power of employees  
6 designated as peace officers pursuant to this section when a  
7 public offense is being committed in their presence.

8 5. The department shall submit a report to the general  
9 assembly on or before December 1 of each year that details the  
10 nature and scope of enforcement activities conducted in the  
11 previous fiscal year by employees designated as peace officers  
12 pursuant to this section who are assigned to the supervision  
13 of the highways of this state. The report shall include a  
14 comparison of commercial and noncommercial motor vehicle  
15 enforcement activities conducted by such employees.

16 6. The maximum age for a person employed as a peace officer  
17 pursuant to [this section](#) is sixty-five years of age.>>

18 2. By renumbering as necessary.