

*Cities* **FILE**  
Subject *Ordinances*  
*Enactment*  
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STATE OF KANSAS

*Office of the Attorney General*

State Capitol Bldg. (913) 296-2215 Topeka, Kansas 66612

VERN MILLER  
Attorney General

June 19, 1974

Opinion No. 74-200

Thomas W. Stockwell  
Merriam City Attorney  
9000 West 62nd Terrace  
Merriam, Kansas 66202

Dear Mr. Stockwell:

You advise that the City of Merriam has adopted article 12, section 106 of the Uniform Standard Traffic Ordinance for Kansas cities. Subsection (a) of section 106 states thus:

"No person shall stand in a roadway for the purpose of soliciting a ride, employment or business from the occupant of any vehicle."

You inquire whether the prohibition of the above as stated should be posted throughout the main thoroughfares in the City of Merriam, Kansas, where these violations most frequently occur.

We are aware of no provision which would require the posting of this prohibition.

All of existing article 5, chapter 8, K.S.A., is, effective July 1, 1974, repealed by 1974 Senate Bill 587. Article 20 of that bill deals with the powers of local authorities. Section 8-2002(c) specifies that certain kinds of regulations and/or ordinances adopted by local authorities shall not be effective

"until official traffic-control devices giving notice of such local traffic regulations are erected upon or at the entrances to the highway or part thereof affected as may be most appropriate."

The ordinance concerning which you inquire does not fall within the class of regulations enumerated in that section, and notice

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thereof is not, in our view, required to be given by signs and other devices as a condition precedent to its effectiveness.

Yours very truly,



VERN MILLER  
Attorney General

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