

**HOUSE BILL No. 2737**

By Committee on Federal and State Affairs

3-10

1 AN ACT concerning school buses; authorizing school districts to install  
2 and operate school bus cameras; providing enhanced criminal penalties  
3 for vehicles improperly passing school buses; establishing the bus  
4 camera reimbursement fund and the school bus safety zone fund;  
5 amending K.S.A. 2019 Supp. 8-285, 8-1556, 8-2118, 21-5405 and 21-  
6 5413 and repealing the existing sections.

7  
8 *Be it enacted by the Legislature of the State of Kansas:*

9 Section 1. K.S.A. 2019 Supp. 8-1556 is hereby amended to read as  
10 follows: 8-1556. (a) The driver of a vehicle meeting or overtaking from  
11 either direction any school bus stopped on the highway shall stop before  
12 reaching such school bus when there is in operation on the school bus the  
13 flashing red lights specified in ~~subsection (a) of~~ K.S.A. 8-1730(a), and  
14 amendments thereto, and the driver shall not proceed until such school bus  
15 resumes motion or the flashing red lights and the stop signal arm are no  
16 longer actuated.

17 (b) Every school bus shall be equipped with red visual signals  
18 meeting the requirements of ~~subsection (a) of~~ K.S.A. 8-1730(a), and  
19 amendments thereto, which may be actuated by the driver of the school  
20 bus whenever but only whenever such vehicle is stopped on the highway  
21 for the purpose of receiving or discharging school children. A school bus  
22 driver shall not actuate the special visual signals:

23 (1) At intersections or other places where traffic is controlled by  
24 traffic-control signals or police officers; or

25 (2) in designated school bus loading areas where the bus is entirely  
26 off the roadway.

27 (c) Every school bus shall bear upon the front and rear thereof plainly  
28 visible signs containing the words "school bus" in letters not less than  
29 eight inches in height.

30 When a school bus is being operated upon a highway for purposes  
31 other than the actual transportation of children either to or from school or  
32 to or from interschool or intraschool functions or activities, or for  
33 maintenance, repair or storage purposes all markings thereon indicating  
34 "school bus" shall be covered or concealed.

35 (d) The driver of a vehicle upon a highway with separate roadways  
36 need not stop upon meeting or passing a school bus which is on a different

1 roadway or when upon a controlled-access highway and the school bus is  
2 stopped in a loading zone which is a part of or adjacent to such highway  
3 and where pedestrians are not permitted to cross the roadway.

4 (e) The provisions of this section shall be subject to the provisions  
5 contained in K.S.A. 8-2009a, and amendments thereto.

6 (f) (1) *The board of education of any school district may install,*  
7 *operate and maintain stop signal arm video recording devices, or enter*  
8 *into an agreement with a private vendor for the installation, operation and*  
9 *maintenance of stop signal arm video recording devices, to capture*  
10 *recorded images of motor vehicles operating in violation of this section.*

11 (2) *Before installing, or entering into an agreement with a private*  
12 *vendor to install, stop signal arm video recording devices, the board of*  
13 *education of a school district shall adopt a resolution specifying the*  
14 *board's intent to capture recorded images of motor vehicles operating in*  
15 *violation of this section using stop signal arm video recording devices. The*  
16 *resolution shall specify whether the board of education or the private*  
17 *vendor will install, operate and maintain the stop signal arm video*  
18 *recording devices pursuant to this section. A resolution adopted pursuant*  
19 *to this subsection shall require a majority vote of the members of the*  
20 *board of education.*

21 (3) *Recorded images of violations of this section captured by stop*  
22 *signal arm video recording devices shall be forwarded by the school*  
23 *district or private vendor to a local law enforcement agency. The recorded*  
24 *images shall be used to convict violators of this section.*

25 (g) (1) *Improperly passing a school bus is:*

26 (A) *On a first conviction, a fine of not less than \$500;*

27 (B) *on a second conviction, a fine of not less than \$1,000;*

28 (C) *on a third conviction, a class C nonperson misdemeanor. The*  
29 *person convicted shall be sentenced to not less than 48 consecutive hours*  
30 *nor more than six months' imprisonment and fined not less than \$2,500;*

31 (D) *on a fourth conviction, a class B nonperson misdemeanor. The*  
32 *person convicted shall be sentenced to not less than 30 days nor more than*  
33 *six months' imprisonment and fined not less than \$2,500, and, upon notice*  
34 *of conviction, the division of vehicles shall suspend such person's driving*  
35 *privileges for one year; and*

36 (E) *on a fifth or subsequent conviction, a class A nonperson*  
37 *misdemeanor. The person convicted shall be sentenced to one year's*  
38 *imprisonment and fined not less than \$10,000, and, upon notice of*  
39 *conviction, the division of vehicles shall permanently revoke such person's*  
40 *driving privileges.*

41 (h) *There is hereby created in the state treasury the bus camera*  
42 *reimbursement fund to be administered by the department of education.*  
43 *Expenditures from the bus camera reimbursement fund shall be used to*

1 reimburse school districts that are using stop signal arm video recording  
2 devices to capture violations of this section upon an application for  
3 reimbursement to the department of education in a form and manner  
4 prescribed by the department. All expenditures from the bus camera  
5 reimbursement fund shall be made in accordance with appropriation acts  
6 and warrants of the director of accounts and reports issued pursuant to  
7 vouchers approved by the department of education or the department's  
8 designee.

9 (i) There is hereby created in the state treasury the school bus zone  
10 safety fund to be administered by the department of transportation.  
11 Expenditures from the school bus zone safety fund shall be used to fund  
12 projects in local communities to improve school zone safety, student  
13 transportation safety and student safety in school bus loading and  
14 unloading zones. All expenditures from the school bus zone safety fund  
15 shall be made in accordance with appropriation acts and upon warrants  
16 of the director of accounts and reports issued pursuant to vouchers  
17 approved by the department of transportation or the department's  
18 designee.

19 (j) All fines collected by the clerk of the court pursuant to this section  
20 shall be remitted to the the state treasurer in accordance with the  
21 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of  
22 each such remittance, the state treasurer shall deposit the entire amount in  
23 the state treasury. Of each remittance, the state treasurer shall credit 40%  
24 to the school bus safety zone fund and 10% to the bus camera  
25 reimbursement fund.

26 (k) For purposes of this section:

27 (1) "Conviction" means:

28 (A) Being convicted of a violation of this section;

29 (B) entering into a diversion or deferred judgment agreement in lieu  
30 of further criminal proceedings on a complaint alleging a violation of this  
31 section; or

32 (C) being convicted of a violation of a law of another state, an  
33 ordinance of any city or resolution of any county that prohibits the acts  
34 that this section prohibits or entering into a diversion or deferred  
35 judgment agreement in lieu of further criminal proceedings in a case  
36 alleging a violation of such law, ordinance or resolution.

37 (2) "Recorded images" means photographic, digital or video images  
38 recorded by a stop signal arm video recording device that provide:

39 (A) A clear view of a vehicle passing a school bus on either side;

40 (B) the date and time the recording was made; and

41 (C) an electronic symbol confirming the activation of amber lights,  
42 flashing red lights, stop signal arms fully extended and brakes.

43 (3) "Stop signal arm video recording device" means a camera or

1 *cameras installed on a school bus stop signal arm that is capable of*  
2 *producing recorded images.*

3 Sec. 2. K.S.A. 2019 Supp. 8-285 is hereby amended to read as  
4 follows: 8-285. Except as otherwise provided in this section, as used in  
5 this act, the words and phrases defined in K.S.A. 8-234a, and amendments  
6 thereto, shall have the meanings ascribed to them therein. The term  
7 "habitual violator" means any resident or nonresident person who, within  
8 the immediately preceding five years, has been convicted in this or any  
9 other state:

10 (a) Three or more times of:

11 (1) Vehicular homicide, as defined by K.S.A. 21-3405, prior to its  
12 repeal, or K.S.A. 2019 Supp. 21-5406, and amendments thereto, or as  
13 prohibited by any ordinance of any city in this state, any resolution of any  
14 county in this state or any law of another state ~~which~~ *that* is in substantial  
15 conformity with that statute;

16 (2) violating K.S.A. 8-1567, and amendments thereto, or violating an  
17 ordinance of any city in this state, any resolution of any county in this state  
18 or any law of another state, which ordinance, resolution or law declares to  
19 be unlawful the acts prohibited by that statute;

20 (3) driving while the privilege to operate a motor vehicle on the  
21 public highways of this state has been canceled, suspended or revoked, as  
22 prohibited by K.S.A. 8-262, and amendments thereto, or while such  
23 person's privilege to obtain a driver's license is suspended or revoked  
24 pursuant to K.S.A. 8-252a, and amendments thereto, or, as prohibited by  
25 any ordinance of any city in this state, any resolution of any county in this  
26 state or any law of another state ~~which~~ *that* is in substantial conformity  
27 with those statutes;

28 (4) perjury resulting from a violation of K.S.A. 8-261a, and  
29 amendments thereto, or resulting from the violation of a law of another  
30 state ~~which~~ *that* is in substantial conformity with that statute;

31 (5) violating the provisions of the fifth clause of K.S.A. 8-142, and  
32 amendments thereto, relating to fraudulent applications, or violating the  
33 provisions of a law of another state ~~which~~ *that* is in substantial conformity  
34 with that statute;

35 (6) any crime punishable as a felony, if a motor vehicle was used in  
36 the perpetration of the crime;

37 (7) failing to stop at the scene of an accident and perform the duties  
38 required by K.S.A. 8-1602 through 8-1604, and amendments thereto, or  
39 required by any ordinance of any city in this state, any resolution of any  
40 county in this state or a law of another state ~~which~~ *that* is in substantial  
41 conformity with those statutes; or

42 (8) violating the provisions of K.S.A. 40-3104, and amendments  
43 thereto, relating to motor vehicle liability insurance coverage, or an

1 ordinance of any city in this state or a resolution of any county in this state  
2 which is in substantial conformity with such statute; *or*

3 *(9) violating the provisions of K.S.A. 8-1556, and amendments*  
4 *thereto, relating to the improper passing of a school bus.*

5 (b) Three or more times, either singly or in combination, of any of the  
6 offenses enumerated in subsection (a).

7 For the purpose of subsection (a)(2), in addition to the definition of  
8 "conviction" otherwise provided by law, conviction includes, but is not  
9 limited to, a diversion agreement entered into in lieu of further criminal  
10 proceedings, or a plea of nolo contendere, on a complaint, indictment,  
11 information, citation or notice to appear alleging a violation of K.S.A. 8-  
12 1567, and amendments thereto, or an ordinance of a city in this state, a  
13 resolution of a county in this state or law of another state, which ordinance  
14 or law prohibits the acts prohibited by those statutes.

15 Sec. 3. K.S.A. 2019 Supp. 21-5405 is hereby amended to read as  
16 follows: 21-5405. (a) Involuntary manslaughter is the killing of a human  
17 being committed:

18 (1) Recklessly;

19 (2) in the commission of, or attempt to commit, or flight from any  
20 felony, other than an inherently dangerous felony as defined in K.S.A.  
21 2019 Supp. 21-5402, and amendments thereto, that is enacted for the  
22 protection of human life or safety or a misdemeanor that is enacted for the  
23 protection of human life or safety, including acts described in K.S.A. 8-  
24 1566 and 8-1568(a), and amendments thereto, but excluding the acts  
25 described in K.S.A. 8-1556 *or* 8-1567, and amendments thereto;

26 (3) in the commission of, or attempt to commit, or flight from an act  
27 described in K.S.A. 8-1556 *or* 8-1567, and amendments thereto;

28 (4) during the commission of a lawful act in an unlawful manner; or

29 (5) in the commission of, or attempt to commit, or flight from an act  
30 described in K.S.A. 8-1556 *or* 8-1567, and amendments thereto, while:

31 (A) In violation of any restriction imposed on such person's driving  
32 privileges pursuant to article 10 of chapter 8 of the Kansas Statutes  
33 Annotated, and amendments thereto;

34 (B) such person's driving privileges are suspended or revoked  
35 pursuant to article 10 of chapter 8 of the Kansas Statutes Annotated, and  
36 amendments thereto; or

37 (C) such person has been deemed a habitual violator as defined in  
38 K.S.A. 8-285, and amendments thereto, including at least one violation of  
39 K.S.A. 8-1556 *or* 8-1567, and amendments thereto, or violating an  
40 ordinance of any city in this state, any resolution of any county in this state  
41 or any law of another state, which ordinance, resolution or law declares to  
42 be unlawful the acts prohibited by that statute.

43 (b) Involuntary manslaughter as defined in:

- 1 (1) Subsection (a)(1), (a)(2) or (a)(4) is a:
- 2 (A) Severity level 5, person felony, except as provided in subsection
- 3 (b)(1)(B); and
- 4 (B) severity level 3, person felony, if the victim is under the age of six
- 5 years;
- 6 (2) subsection (a)(3) is a severity level 4, person felony; and
- 7 (3) subsection (a)(5) is a severity level 3, person felony.
- 8 Sec. 4. K.S.A. 2019 Supp. 21-5413 is hereby amended to read as
- 9 follows: 21-5413. (a) Battery is:
- 10 (1) Knowingly or recklessly causing bodily harm to another person;
- 11 or
- 12 (2) knowingly causing physical contact with another person when
- 13 done in a rude, insulting or angry manner.
- 14 (b) Aggravated battery is:
- 15 (1) (A) Knowingly causing great bodily harm to another person or
- 16 disfigurement of another person;
- 17 (B) knowingly causing bodily harm to another person with a deadly
- 18 weapon, or in any manner whereby great bodily harm, disfigurement or
- 19 death can be inflicted; or
- 20 (C) knowingly causing physical contact with another person when
- 21 done in a rude, insulting or angry manner with a deadly weapon, or in any
- 22 manner whereby great bodily harm, disfigurement or death can be
- 23 inflicted;
- 24 (2) (A) recklessly causing great bodily harm to another person or
- 25 disfigurement of another person;
- 26 (B) recklessly causing bodily harm to another person with a deadly
- 27 weapon, or in any manner whereby great bodily harm, disfigurement or
- 28 death can be inflicted; or
- 29 (3) (A) committing an act described in K.S.A. 8-1556 or 8-1567, and
- 30 amendments thereto, when great bodily harm to another person or
- 31 disfigurement of another person results from such act; or
- 32 (B) committing an act described in K.S.A. 8-1556 or 8-1567, and
- 33 amendments thereto, when bodily harm to another person results from
- 34 such act under circumstances whereby great bodily harm, disfigurement or
- 35 death can result from such act; or
- 36 (4) committing an act described in K.S.A. 8-1556 or 8-1567, and
- 37 amendments thereto, when great bodily harm to another person or
- 38 disfigurement of another person results from such act while:
- 39 (A) In violation of any restriction imposed on such person's driving
- 40 privileges pursuant to article 10 of chapter 8 of the Kansas Statutes
- 41 Annotated, and amendments thereto;
- 42 (B) such person's driving privileges are suspended or revoked
- 43 pursuant to article 10 of chapter 8 of the Kansas Statutes Annotated, and

1 amendments thereto; or

2 (C) such person has been deemed a habitual violator as defined in  
3 K.S.A. 8-285, and amendments thereto, including at least one violation of  
4 K.S.A. 8-1556 *or* 8-1567, and amendments thereto, or violating an  
5 ordinance of any city in this state, any resolution of any county in this state  
6 or any law of another state, which ordinance, resolution or law declares to  
7 be unlawful the acts prohibited by that statute.

8 (c) Battery against a law enforcement officer is:

9 (1) Battery, as defined in subsection (a)(2), committed against a:

10 (A) Uniformed or properly identified university or campus police  
11 officer while such officer is engaged in the performance of such officer's  
12 duty;

13 (B) uniformed or properly identified state, county or city law  
14 enforcement officer, other than a state correctional officer or employee, a  
15 city or county correctional officer or employee or a juvenile detention  
16 facility officer, or employee, while such officer is engaged in the  
17 performance of such officer's duty;

18 (C) uniformed or properly identified federal law enforcement officer  
19 while such officer is engaged in the performance of such officer's duty;

20 (D) judge, while such judge is engaged in the performance of such  
21 judge's duty;

22 (E) attorney, while such attorney is engaged in the performance of  
23 such attorney's duty; or

24 (F) community corrections officer or court services officer, while  
25 such officer is engaged in the performance of such officer's duty;

26 (2) battery, as defined in subsection (a)(1), committed against a:

27 (A) Uniformed or properly identified university or campus police  
28 officer while such officer is engaged in the performance of such officer's  
29 duty;

30 (B) uniformed or properly identified state, county or city law  
31 enforcement officer, other than a state correctional officer or employee, a  
32 city or county correctional officer or employee or a juvenile detention  
33 facility officer, or employee, while such officer is engaged in the  
34 performance of such officer's duty;

35 (C) uniformed or properly identified federal law enforcement officer  
36 while such officer is engaged in the performance of such officer's duty;

37 (D) judge, while such judge is engaged in the performance of such  
38 judge's duty;

39 (E) attorney, while such attorney is engaged in the performance of  
40 such attorney's duty; or

41 (F) community corrections officer or court services officer, while  
42 such officer is engaged in the performance of such officer's duty; or

43 (3) battery, as defined in subsection (a) committed against a:

1 (A) State correctional officer or employee by a person in custody of  
2 the secretary of corrections, while such officer or employee is engaged in  
3 the performance of such officer's or employee's duty;

4 (B) state correctional officer or employee by a person confined in  
5 such juvenile correctional facility, while such officer or employee is  
6 engaged in the performance of such officer's or employee's duty;

7 (C) juvenile detention facility officer or employee by a person  
8 confined in such juvenile detention facility, while such officer or employee  
9 is engaged in the performance of such officer's or employee's duty; or

10 (D) city or county correctional officer or employee by a person  
11 confined in a city holding facility or county jail facility, while such officer  
12 or employee is engaged in the performance of such officer's or employee's  
13 duty.

14 (d) Aggravated battery against a law enforcement officer is:

15 (1) An aggravated battery, as defined in subsection (b)(1)(A)  
16 committed against a:

17 (A) Uniformed or properly identified state, county or city law  
18 enforcement officer while the officer is engaged in the performance of the  
19 officer's duty;

20 (B) uniformed or properly identified university or campus police  
21 officer while such officer is engaged in the performance of such officer's  
22 duty;

23 (C) uniformed or properly identified federal law enforcement officer  
24 while such officer is engaged in the performance of such officer's duty;

25 (D) judge, while such judge is engaged in the performance of such  
26 judge's duty;

27 (E) attorney, while such attorney is engaged in the performance of  
28 such attorney's duty; or

29 (F) community corrections officer or court services officer, while  
30 such officer is engaged in the performance of such officer's duty;

31 (2) an aggravated battery, as defined in subsection (b)(1)(B) or (b)(1)  
32 (C), committed against a:

33 (A) Uniformed or properly identified state, county or city law  
34 enforcement officer while the officer is engaged in the performance of the  
35 officer's duty;

36 (B) uniformed or properly identified university or campus police  
37 officer while such officer is engaged in the performance of such officer's  
38 duty;

39 (C) uniformed or properly identified federal law enforcement officer  
40 while such officer is engaged in the performance of such officer's duty;

41 (D) judge, while such judge is engaged in the performance of such  
42 judge's duty;

43 (E) attorney, while such attorney is engaged in the performance of



1 such attorney's duty; or

2 (F) community corrections officer or court services officer, while  
3 such officer is engaged in the performance of such officer's duty; or

4 (3) knowingly causing, with a motor vehicle, bodily harm to a:

5 (A) Uniformed or properly identified state, county or city law  
6 enforcement officer while the officer is engaged in the performance of the  
7 officer's duty;

8 (B) uniformed or properly identified university or campus police  
9 officer while such officer is engaged in the performance of such officer's  
10 duty; or

11 (C) uniformed or properly identified federal law enforcement officer  
12 while such officer is engaged in the performance of such officer's duty.

13 (e) Battery against a school employee is a battery, as defined in  
14 subsection (a), committed against a school employee in or on any school  
15 property or grounds upon which is located a building or structure used by a  
16 unified school district or an accredited nonpublic school for student  
17 instruction or attendance or extracurricular activities of pupils enrolled in  
18 kindergarten or any of the grades one through 12 or at any regularly  
19 scheduled school sponsored activity or event, while such employee is  
20 engaged in the performance of such employee's duty.

21 (f) Battery against a mental health employee is a battery, as defined in  
22 subsection (a), committed against a mental health employee by a person in  
23 the custody of the secretary for aging and disability services, while such  
24 employee is engaged in the performance of such employee's duty.

25 (g) (1) Battery is a class B person misdemeanor.

26 (2) Aggravated battery as defined in:

27 (A) Subsection (b)(1)(A) or (b)(4) is a severity level 4, person felony;

28 (B) subsection (b)(1)(B) or (b)(1)(C) is a severity level 7, person  
29 felony;

30 (C) subsection (b)(2)(A) or (b)(3)(A) is a severity level 5, person  
31 felony; and

32 (D) subsection (b)(2)(B) or (b)(3)(B) is a severity level 8, person  
33 felony.

34 (3) Battery against a law enforcement officer as defined in:

35 (A) Subsection (c)(1) is a class A person misdemeanor;

36 (B) subsection (c)(2) is a severity level 7, person felony; and

37 (C) subsection (c)(3) is a severity level 5, person felony.

38 (4) Aggravated battery against a law enforcement officer as defined  
39 in:

40 (A) Subsection (d)(1) or (d)(3) is a severity level 3, person felony;  
41 and

42 (B) subsection (d)(2) is a severity level 4, person felony.

43 (5) Battery against a school employee is a class A person

1 misdemeanor.

2 (6) Battery against a mental health employee is a severity level 7,  
3 person felony.

4 (h) As used in this section:

5 (1) "Correctional institution" means any institution or facility under  
6 the supervision and control of the secretary of corrections;

7 (2) "state correctional officer or employee" means any officer or  
8 employee of the Kansas department of corrections or any independent  
9 contractor, or any employee of such contractor, whose duties include  
10 working at a correctional institution;

11 (3) "juvenile detention facility officer or employee" means any officer  
12 or employee of a juvenile detention facility as defined in K.S.A. 2019  
13 Supp. 38-2302, and amendments thereto;

14 (4) "city or county correctional officer or employee" means any  
15 correctional officer or employee of the city or county or any independent  
16 contractor, or any employee of such contractor, whose duties include  
17 working at a city holding facility or county jail facility;

18 (5) "school employee" means any employee of a unified school  
19 district or an accredited nonpublic school for student instruction or  
20 attendance or extracurricular activities of pupils enrolled in kindergarten or  
21 any of the grades one through 12;

22 (6) "mental health employee" means: (A) An employee of the Kansas  
23 department for aging and disability services working at Larned state  
24 hospital, Osawatomie state hospital, Kansas neurological institute and  
25 Parsons state hospital and training center and the treatment staff as defined  
26 in K.S.A. 59-29a02, and amendments thereto; and (B) contractors and  
27 employees of contractors under contract to provide services to the Kansas  
28 department for aging and disability services working at any such  
29 institution or facility;

30 (7) "judge" means a duly elected or appointed justice of the supreme  
31 court, judge of the court of appeals, judge of any district court of Kansas,  
32 district magistrate judge or municipal court judge;

33 (8) "attorney" means a: (A) County attorney, assistant county  
34 attorney, special assistant county attorney, district attorney, assistant  
35 district attorney, special assistant district attorney, attorney general,  
36 assistant attorney general or special assistant attorney general; and (B)  
37 public defender, assistant public defender, contract counsel for the state  
38 board of indigents' defense services or an attorney who is appointed by the  
39 court to perform services for an indigent person as provided by article 45  
40 of chapter 22 of the Kansas Statutes Annotated, and amendments thereto;

41 (9) "community corrections officer" means an employee of a  
42 community correctional services program responsible for supervision of  
43 adults or juveniles as assigned by the court to community corrections

1 supervision and any other employee of a community correctional services  
 2 program that provides enhanced supervision of offenders such as house  
 3 arrest and surveillance programs;

4 (10) "court services officer" means an employee of the Kansas  
 5 judicial branch or local judicial district responsible for supervising,  
 6 monitoring or writing reports relating to adults or juveniles as assigned by  
 7 the court, or performing related duties as assigned by the court; and

8 (11) "federal law enforcement officer" means a law enforcement  
 9 officer employed by the United States federal government who, as part of  
 10 such officer's duties, is permitted to make arrests and to be armed.

11 Sec. 5. K.S.A. 2019 Supp. 8-2118 is hereby amended to read as  
 12 follows: 8-2118. (a) A person charged with a traffic infraction shall,  
 13 except as provided in subsection (b), appear at the place and time specified  
 14 in the notice to appear. If the person enters an appearance, waives right to  
 15 trial, pleads guilty or no contest, the fine shall be no greater than that  
 16 specified in the uniform fine schedule in subsection (c) and court costs  
 17 shall be taxed as provided by law.

18 (b) Prior to the time specified in the notice to appear, a person  
 19 charged with a traffic infraction may enter a written appearance, waive  
 20 right to trial, plead guilty or no contest and pay the fine for the violation as  
 21 specified in the uniform fine schedule in subsection (c) and court costs  
 22 provided by law. Payment may be made in any manner accepted by the  
 23 court. The traffic citation shall not have been complied with if the payment  
 24 is not honored for any reason, or if the fine and court costs are not paid in  
 25 full. When a person charged with a traffic infraction makes payment  
 26 without executing a written waiver of right to trial and plea of guilty or no  
 27 contest, the payment shall be deemed such an appearance, waiver of right  
 28 to trial and plea of no contest.

29 (c) The following uniform fine schedule shall apply uniformly  
 30 throughout the state but shall not limit the fine which may be imposed  
 31 following a court appearance, except an appearance made for the purpose  
 32 of pleading and payment as permitted by subsection (a). The description of  
 33 offense contained in the following uniform fine schedule is for reference  
 34 only and is not a legal definition.

<i>Description of Offense</i>	<i>Statute</i>	<i>Fine</i>
35 Unsafe speed for prevailing 36 conditions	8-1557	\$75
37 Exceeding maximum speed 38 limit; or speeding in zone 39 posted by the state depart- 40 ment of transportation; or 41 speeding in locally posted 42 zone	8-1558 to 8-1560 8-1560a or 8-1560b	1-10 mph over the limit, \$45 11-20 mph over the limit, \$45 plus \$6 per mph over 10

1			mph over the limit;
2			21-30 mph over the
3			limit, \$105 plus \$9
4			per mph over 20
5			mph over the limit;
6			31 and more mph
7			over the limit, \$195
8			plus \$15 per mph
9			over 30 mph over
10			the limit;
11	Disobeying traffic control de-	8-1507	\$75
12	vice		
13	Violating traffic control signal	8-1508	\$75
14	Violating pedestrian control	8-1509	\$45
15	signal		
16	Violating flashing traffic signals	8-1510	\$75
17	Violating lane-control signal	8-1511	\$75
18	Unauthorized sign, signal,	8-1512	\$45
19	marking or device		
20	Driving on left side of roadway	8-1514	\$75
21	Failure to keep right to pass	8-1515	\$75
22	oncoming vehicle		
23	Improper passing; increasing	8-1516	\$75
24	speed when passed		
25	Improper passing on right	8-1517	\$75
26	Passing on left with insuffi-	8-1518	\$75
27	cient clearance		
28	Driving on left side where	8-1519	\$75
29	curve, grade, intersec-		
30	tion railroad crossing, or		
31	obstructed view		
32	Driving on left in no-passing	8-1520	\$75
33	zone		
34	Unlawful passing of stopped	8-1520a	\$75
35	emergency vehicle		
36	Driving wrong direction on	8-1521	\$75
37	one-way road		
38	Improper driving on laned	8-1522	\$75
39	roadway		
40	Following too close	8-1523	\$75
41	Improper crossover on di-	8-1524	\$45
42	vided highway		
43	Failure to yield right-of-way	8-1526	\$75

1	at uncontrolled intersection		
2	Failure to yield to approach-	8-1527	\$75
3	ing vehicle when turning		
4	left		
5	Failure to yield at stop or	8-1528	\$75
6	yield sign		
7	Failure to yield from private	8-1529	\$75
8	road or driveway		
9	Failure to yield to emergency	8-1530	\$195
10	vehicle		
11	Failure to yield to pedestrian	8-1531	\$105
12	or vehicle working on		
13	roadway		
14	Failure to comply with re-	8-1531a	\$45
15	strictions in road con-		
16	struction zone		
17	Disobeying pedestrian traffic	8-1532	\$45
18	control device		
19	Failure to yield to pedestrian	8-1533	\$75
20	in crosswalk; pedestrian		
21	suddenly entering road-		
22	way; passing vehicle		
23	stopped for pedestrian at		
24	crosswalk		
25	Improper pedestrian crossing	8-1534	\$45
26	Failure to exercise due care in	8-1535	\$45
27	regard to pedestrian		
28	Improper pedestrian move-	8-1536	\$45
29	ment in crosswalk		
30	Improper use of roadway by	8-1537	\$45
31	pedestrian		
32	Soliciting ride or business	8-1538	\$45
33	on roadway		
34	Driving through safety zone	8-1539	\$45
35	Failure to yield to pedestrian	8-1540	\$45
36	on sidewalk		
37	Failure of pedestrian to yield	8-1541	\$45
38	to emergency vehicle		
39	Failure to yield to blind pe-	8-1542	\$45
40	destrian		
41	Pedestrian disobeying bridge	8-1544	\$45
42	or railroad signal		
43	Improper turn or approach	8-1545	\$75

1	Improper "U" turn	8-1546	\$75
2	Unsafe starting of stopped	8-1547	\$45
3	vehicle		
4	Unsafe turning or stopping,	8-1548	\$75
5	failure to give proper sig-		
6	nal; using turn signal un-		
7	lawfully		
8	Improper method of giving	8-1549	\$45
9	notice of intention to turn		
10	Improper hand signal	8-1550	\$45
11	Failure to stop or obey	8-1551	\$195
12	road crossing signal		
13	Failure to stop at railroad	8-1552	\$135
14	crossing stop sign		
15	Certain hazardous vehicles	8-1553	\$195
16	failure to stop at railroad		
17	crossing		
18	Improper moving of heavy	8-1554	\$75
19	equipment at railroad		
20	crossing		
21	Vehicle emerging from alley,	8-1555	\$75
22	private roadway, building		
23	or driveway		
24	<del>Improper passing of school</del>	<del>8-1556</del>	<del>\$315</del>
25	<del>bus; improper use of</del>		
26	<del>school bus signals</del>		
27	Improper passing of church	8-1556a	\$195
28	or day-care bus; improper		
29	use of signals		
30	Impeding normal traffic	8-1561	\$45
31	by slow speed		
32	Speeding on motor-driven	8-1562	\$75
33	cycle		
34	Speeding in certain vehicles	8-1563	\$45
35	or on posted bridge		
36	Improper stopping, standing	8-1569	\$45
37	or parking on roadway		
38	Parking, standing or stopping	8-1571	\$45
39	in prohibited area		
40	Improper parking	8-1572	\$45
41	Unattended vehicle	8-1573	\$45
42	Improper backing	8-1574	\$45
43	Driving on sidewalk	8-1575	\$45

1	Driving with view or driving	8-1576	\$45
2	mechanism obstructed		
3	Unsafe opening of vehicle	8-1577	\$45
4	door		
5	Riding in house trailer	8-1578	\$45
6	Unlawful riding on vehicle	8-1578a	\$75
7	Improper driving in defiles,	8-1579	\$45
8	canyons, or on grades		
9	Coasting	8-1580	\$45
10	Following fire apparatus too	8-1581	\$75
11	closely		
12	Driving over fire hose	8-1582	\$45
13	Putting glass, etc., on high-	8-1583	\$105
14	way		
15	Driving into intersection,	8-1584	\$45
16	crosswalk, or crossing		
17	without sufficient space		
18	on other side		
19	Improper operation of snow-	8-1585	\$45
20	mobile on highway		
21	Parental responsibility of	8-1586	\$45
22	child riding bicycle		
23	Not riding on bicycle seat;	8-1588	\$45
24	too many persons on		
25	bicycle		
26	Clinging to other vehicle	8-1589	\$45
27	Improper riding of bicycle on	8-1590	\$45
28	roadway		
29	Carrying articles on bicycle;	8-1591	\$45
30	one hand on handlebars		
31	Improper bicycle lamps,	8-1592	\$45
32	brakes or reflectors		
33	Improper operation of mo-	8-1594	\$45
34	torcycle; seats; passen-		
35	gers, bundles		
36	Improper operation of motor	8-1595	\$75
37	cycle on laned roadway		
38	Motorcycle clinging to other	8-1596	\$45
39	vehicle		
40	Improper motorcycle handle-	8-1597	\$75
41	bars or passenger		
42	equipment		
43	Motorcycle helmet and eye-	8-1598	\$45

1	protection requirements		
2	Unlawful operation of all-ter-	8-15,100	\$75
3	rain vehicle		
4	Unlawful operation of	8-15,101	\$75
5	low-speed vehicle		
6	Littering	8-15,102	\$115
7	Disobeying school crossing	8-15,103	\$75
8	guard		
9	Unlawful operation of micro	8-15,106	\$75
10	utility truck		
11	Failure to remove vehicles in	8-15,107	\$75
12	accidents		
13	Unlawful operation of golf	8-15,108	\$75
14	cart		
15	Unlawful operation of work-	8-15,109	\$75
16	site utility vehicle		
17	Unlawful display of license	8-15,110	\$60
18	plate		
19	Unlawful text messaging	8-15,111	\$60
20	Unlawful passing of a waste	8-15,112	\$45
21	collection vehicle		
22	Equipment offenses that are	8-1701	\$75
23	not misdemeanors		
24	Driving without lights when	8-1703	\$45
25	needed		
26	Defective headlamps	8-1705	\$45
27	Defective tail lamps	8-1706	\$45
28	Defective reflector	8-1707	\$45
29	Improper stop lamp or turn	8-1708	\$45
30	signal		
31	Improper lighting equipment	8-1710	\$45
32	on certain vehicles		
33	Improper lamp color on cer-	8-1711	\$45
34	tain vehicles		
35	Improper mounting of re-	8-1712	\$45
36	flectors and lamps on cer-		
37	tain vehicles		
38	Improper visibility of reflec-	8-1713	\$45
39	tors and lamps on certain		
40	vehicles		
41	No lamp or flag on projecting	8-1715	\$75
42	load		
43	Improper lamps on parked	8-1716	\$45



1	vehicle		
2	Improper lights, lamps, re-	8-1717	\$45
3	flectors and emblems on		
4	farm tractors or slow-		
5	moving vehicles		
6	Improper lamps and equip-	8-1718	\$45
7	ment on implements of		
8	husbandry, road machin-		
9	ery or animal-drawn ve-		
10	hicles		
11	Unlawful use of spot, fog, or	8-1719	\$45
12	auxiliary lamp		
13	Improper lamps or lights on	8-1720	\$45
14	emergency vehicle		
15	Improper stop or turn signal	8-1721	\$45
16	Improper vehicular hazard	8-1722	\$45
17	warning lamp		
18	Unauthorized additional	8-1723	\$45
19	lighting equipment		
20	Improper multiple-beam lights	8-1724	\$45
21	Failure to dim headlights	8-1725	\$75
22	Improper single-beam head-	8-1726	\$45
23	lights		
24	Improper speed with alter-	8-1727	\$45
25	nate lighting		
26	Improper number of driving	8-1728	\$45
27	lamps		
28	Unauthorized lights and sig-	8-1729	\$45
29	nals		
30	Improper school bus lighting	8-1730	\$45
31	equipment and warning		
32	devices		
33	Unauthorized lights and de-	8-1730a	\$45
34	vices on church or day-		
35	care bus		
36	Improper lights on highway	8-1731	\$45
37	construction or maintenance		
38	vehicles		
39	Defective brakes	8-1734	\$45
40	Defective or improper use of	8-1738	\$45
41	horn or warning device		
42	Defective muffler	8-1739	\$45
43	Defective mirror	8-1740	\$45

1	Defective wipers; obstructed	8-1741	\$45
2	windshield or windows		
3	Improper tires	8-1742	\$45
4	Improper flares or warning	8-1744	\$45
5	devices		
6	Improper use of vehicular	8-1745	\$45
7	hazard warning lamps		
8	and devices		
9	Improper air-conditioning	8-1747	\$45
10	equipment		
11	Improper safety belt or	8-1749	\$45
12	shoulder harness		
13	Improper wide-based single	8-1742b	\$75
14	tires		
15	Improper compression re-	8-1761	\$75
16	lease engine braking sys-		
17	tem		
18	Defective motorcycle head-	8-1801	\$45
19	lamp		
20	Defective motorcycle tail	8-1802	\$45
21	lamp		
22	Defective motorcycle reflec-	8-1803	\$45
23	tor		
24	Defective motorcycle stop	8-1804	\$45
25	lamps and turn signals		
26	Defective multiple-beam	8-1805	\$45
27	lighting		
28	Improper road-lighting equip-	8-1806	\$45
29	ment on motor-driven cy-		
30	cles		
31	Defective motorcycle or mo-	8-1807	\$45
32	tor-driven cycle brakes		
33	Improper performance abil-	8-1808	\$45
34	ity of brakes		
35	Operating motorcycle with	8-1809	\$45
36	disapproved braking sys-		
37	tem		
38	Defective horn, muffler, mir-	8-1810	\$45
39	rors or tires		
40	Unlawful statehouse parking	75-4510a	\$30
41	Exceeding gross weight of	8-1909	Pounds Overweight
42	vehicle or combination		up to 1000.....\$40
43			1001 to 2000.....3¢

1			per pound
2			2001 to 5000.....5¢
3			per pound
4			5001 to 7500.....7¢
5			per pound
6			7501 and over.....10¢
7			per pound
8	Exceeding gross weight on	8-1908	Pounds Overweight
9	any axle or tandem,		up to 1000.....\$40
10	triple or quad axles		1001 to 2000.....3¢
11			per pound
12			2001 to 5000.....5¢
13			per pound
14			5001 to 7500.....7¢
15			per pound
16			7501 and over.....10¢
17			per pound
18	Failure to obtain proper re-	66-1324	\$287
19	gistration, clearance or		
20	to have current cer-		
21	tification		
22	Insufficient liability insur-	66-1,128	\$137
23	ance for motor carriers	or 66-1314	
24	Failure to obtain interstate	79-34,122	\$137
25	motor fuel tax author-		
26	ization		
27	No authority as private or	66-1,111	\$137
28	common carrier		
29	Violation of motor carrier	66-1,129	\$115
30	safety rules and regula-		
31	tions, except for viola-		
32	tions specified in K.S.A.		
33	66-1,130(b)(2), and		
34	amendments thereto		

35 (d) Traffic offenses classified as traffic infractions by this section  
 36 shall be classified as ordinance traffic infractions by those cities adopting  
 37 ordinances prohibiting the same offenses. A schedule of fines for all  
 38 ordinance traffic infractions shall be established by the municipal judge in  
 39 the manner prescribed by K.S.A. 12-4305, and amendments thereto. Such  
 40 fines may vary from those contained in the uniform fine schedule  
 41 contained in subsection (c).

42 (e) Fines listed in the uniform fine schedule contained in subsection  
 43 (c) shall be doubled if a person is convicted of a traffic infraction, which is

1 defined as a moving violation in accordance with rules and regulations  
2 adopted pursuant to K.S.A. 8-249, and amendments thereto, committed  
3 within any road construction zone as defined in K.S.A. 8-1458a, and  
4 amendments thereto.

5 (f) For a second violation of K.S.A. 8-1908 or 8-1909, and  
6 amendments thereto, within two years after a prior conviction of K.S.A. 8-  
7 1908 or 8-1909, and amendments thereto, such person, upon conviction  
8 shall be fined  $1\frac{1}{2}$  times the applicable amount from one, but not both, of  
9 the schedules listed in the uniform fine schedule contained in subsection  
10 (c). For a third violation of K.S.A. 8-1908 or 8-1909, and amendments  
11 thereto, within two years, after two prior convictions of K.S.A. 8-1908 or  
12 8-1909, and amendments thereto, such person, upon conviction shall be  
13 fined two times the applicable amount from one, but not both, of the  
14 schedules listed in the uniform fine schedule contained in subsection (c).  
15 For a fourth and each succeeding violation of K.S.A. 8-1908 or 8-1909,  
16 and amendments thereto, within two years after three prior convictions of  
17 K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon  
18 conviction shall be fined  $2\frac{1}{2}$  times the applicable amount from one, but  
19 not both, of the schedules listed in the uniform fine schedule contained in  
20 subsection (c).

21 (g) Fines listed in the uniform fine schedule contained in subsection  
22 (c) relating to exceeding the maximum speed limit, shall be doubled if a  
23 person is convicted of exceeding the maximum speed limit in a school  
24 zone authorized under K.S.A. 8-1560(a)(4), and amendments thereto.

25 ~~(h) For a second violation of K.S.A. 8-1556, and amendments thereto,~~  
26 ~~within five years after a prior conviction of K.S.A. 8-1556, and~~  
27 ~~amendments thereto, such person, upon conviction, shall be fined \$750 for~~  
28 ~~the second violation. For a third and each succeeding violation of K.S.A.~~  
29 ~~8-1556, and amendments thereto, within five years after two prior~~  
30 ~~convictions of K.S.A. 8-1556, and amendments thereto, such person, upon~~  
31 ~~conviction, shall be fined \$1,000 for the third and each succeeding~~  
32 ~~violation.~~

33 Sec. 6. K.S.A. 2019 Supp. 8-285, 8-1556, 8-2118, 21-5405 and 21-  
34 5413 are hereby repealed.

35 Sec. 7. This act shall take effect and be in force from and after its  
36 publication in the statute book.