

As Amended by House Committee

Session of 2026

HOUSE BILL No. 2467

By Committee on Transportation

Requested by Representative Wilborn

1-15

1 AN ACT concerning traffic regulations; relating to failure to comply with
2 a traffic citation; prohibiting past convictions or sanctions that are more
3 than five years old from being considered by courts or the division of
4 vehicles **in determining suspended or restricted driving privileges**;
5 eliminating certain notice requirements for the division of vehicles
6 related to suspended or restricted drivers' licenses; amending K.S.A.
7 2025 Supp. 8-2110 and repealing the existing section.

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

10 Section 1. K.S.A. 2025 Supp. 8-2110 is hereby amended to read as
11 follows: 8-2110. (a) Failure to comply with a traffic citation means failure
12 either to: (1) Appear before any district or municipal court in response to a
13 traffic citation and pay any fine and court costs imposed as ordered by the
14 court; or (2) otherwise comply with a traffic citation as provided in K.S.A.
15 8-2118, and amendments thereto. Failure to comply with a traffic citation
16 is a misdemeanor, regardless of the disposition of the charge for which
17 such citation was originally issued.

18 (b) (1) (A) In addition to penalties of law applicable under subsection
19 (a), when a person fails to comply with a traffic citation, except for any
20 violations provided in subparagraph (C), the district or municipal court in
21 which the person should have complied with the citation shall mail notice
22 to the person that if the person does not appear in district or municipal
23 court or pay fines, court costs and any penalties as ordered by the court
24 within 30 days from the date of mailing notice, the division of vehicles
25 will be notified to suspend the person's driving privileges unless such
26 person is eligible for restricted driving privileges pursuant to subparagraph
27 (B). If the person is eligible for restricted driving privileges, the division of
28 vehicles shall restrict such person's driving privileges pursuant to the terms
29 set forth in subparagraph (B). The district or municipal court may charge
30 an additional fee of \$5 for mailing such notice. Upon the person's failure to
31 comply within such 30 days of mailing notice, the district or municipal
32 court shall electronically notify the division of vehicles unless the district
33 or municipal court has determined pursuant to a written order that the
34 person shall fulfill any requirements set forth by the court prior to the
35 suspension. Failure to abide by the terms of the order shall result in the

1 court notifying the division of vehicles that the person's license shall be
2 suspended for the failure to comply with a traffic citation. Upon receipt of
3 a report of a failure to comply with a traffic citation under this subsection,
4 pursuant to K.S.A. 8-255, and amendments thereto, the division of
5 vehicles shall notify the violator and suspend the license of the violator
6 until satisfactory evidence of substantial compliance with the terms of the
7 traffic citation has been furnished to the informing court unless such
8 person is eligible for restricted driving privileges pursuant to subparagraph
9 (B). If the person is eligible for restricted driving privileges, the division of
10 vehicles shall notify the violator that the person's driving privileges are
11 restricted pursuant to the terms set forth in subparagraph (B). When the
12 court determines the person is in substantial compliance with the terms of
13 the traffic citation, the court shall immediately electronically notify the
14 division of vehicles of such compliance. Upon receipt of notification of
15 such compliance from the informing court, the division of vehicles shall
16 terminate the restriction, suspension or suspension action.

17 (B) (i) When restricted driving privileges are approved pursuant to
18 this subsection, the person's driving privileges shall be restricted to driving
19 only under the following circumstances:

20 (a) In going to or returning from the person's place of employment or
21 schooling;

22 (b) in the course of the person's employment;

23 (c) in going to or returning from an appointment with a healthcare
24 provider or during a medical emergency;

25 (d) in going to and returning from probation or parole meetings, drug
26 or alcohol counseling or any place the person is required to go by a court;

27 (e) in going to or returning from dropping off or picking up one or
28 more children from school or child care;

29 (f) in going to or returning from purchasing groceries or fuel for their
30 vehicle; and

31 (g) in going to or returning from any religious worship service held
32 by a religious organization.

33 (ii) A person shall not qualify for restricted driving privileges
34 pursuant to this subparagraph if such person has been convicted for driving
35 with a canceled, suspended or revoked license more than three times or if
36 such person is suspended for reasons other than a failure to comply with a
37 traffic citation at the time of application. Restricted driving privileges
38 approved pursuant to this subparagraph shall remain in effect for the lesser
39 of time of either:

40 (a) 60 days from the date that the division of vehicles mails notice to
41 the person of the restricted driving privileges;

42 (b) the person enters into an agreement with the court regarding the
43 person's failure to comply; or

1 (c) the rescission of the restricted driving privileges by the division of
2 vehicles.

3 (iii) The division shall rescind restricted driving privileges for any
4 person authorized pursuant to this subparagraph if the person is found
5 guilty of:

6 (a) A violation resulting in a license suspension, revocation or
7 cancellation for reasons other than failure to comply with a traffic citation;
8 or

9 (b) operating a motor vehicle in violation of restrictions provided in
10 clause (i) two or more times.

11 (iv) A person operating a motor vehicle in violation of restrictions
12 provided in clause (i) shall be guilty of operating a vehicle in violation of
13 restrictions as provided in K.S.A. 8-291, and amendments thereto.

14 (C) (i) Violations of the following sections or violations of
15 substantially similar offenses under a city ordinance shall not provide the
16 basis for a violation of this section: K.S.A. 8-1513, 8-1532, 8-1534, 8-
17 1536, 8-1537, 8-1538, 8-1543, 8-1569, 8-1571, 8-1572, 8-1573, 8-1578, 8-
18 1578a, 8-1583, 8-1585, 8-1586, 8-1588, 8-1589, 8-1590, 8-1591, 8-1592,
19 8-15,102, 8-15,108, 8-15,113, 8-1744, 21-5607, 21-5810, 21-5815, 21-
20 5816, 21-5817, 21-6203, 41-715, 41-727, 66-1330, 68-2106, 75-4510a and
21 79-34,112, and amendments thereto.

22 (ii) The provisions of this subparagraph shall be construed and
23 applied retroactively. A person may petition the district or municipal court
24 in which the person should have complied with the citation that led to a
25 prior violation of this section. If the court determines that the person
26 committed an offense that does not provide the basis for a violation of this
27 section, as amended by this act, the court shall immediately electronically
28 notify the division of vehicles. Upon receipt of such notification from the
29 informing court, the division of vehicles shall terminate any restriction,
30 suspension or suspension action that resulted from the prior violation of
31 this section.

32 (2) (A) In lieu of suspension under paragraph (1), the driver may
33 submit to the division of vehicles a written request for restricted driving
34 privileges. The driver may apply and be eligible for restricted driving
35 privileges pursuant to this paragraph if such driver has previously been
36 approved for restricted driving privileges pursuant to paragraph (1).

37 (B) (i) A person whose driving privileges have been revoked solely
38 for driving a motor vehicle on any highway as defined in K.S.A. 8-1424,
39 and amendments thereto, of this state at a time when such person's
40 privilege to do so was canceled, suspended or revoked for failure to
41 comply with a traffic citation pursuant to this section may submit to the
42 division of vehicles a written request for restricted driving privileges. A
43 person shall not qualify for restricted driving privileges pursuant to this

1 section if such person has been convicted for driving with a canceled,
2 suspended or revoked license more than three times or if such person is
3 suspended for reasons other than a failure to comply with a traffic citation
4 at the time of application. Restricted driving privileges approved pursuant
5 to this subparagraph shall remain in effect unless otherwise rescinded for
6 the lesser of time of either:

7 (a) The remainder of the period of time that such person's driving
8 privileges are revoked; or

9 (b) three years from the date when the restricted driving privileges
10 were approved.

11 (ii) The division shall rescind restricted driving privileges for any
12 person authorized pursuant to this subparagraph if the person is found
13 guilty of a violation resulting in a license suspension, revocation or
14 cancellation for reasons other than failure to comply with a traffic citation.

15 (iii) A person operating a motor vehicle in violation of restrictions
16 provided in subparagraph (D) shall be guilty of operating a vehicle in
17 violation of restrictions as provided in K.S.A. 8-291, and amendments
18 thereto.

19 (C) A person whose driver's license has expired during the period
20 when such person's driver's license has been suspended for failure to pay
21 fines for traffic citations, the driver may submit to the division of vehicles
22 a written request for restricted driving privileges. ~~Am~~ A person shall not
23 qualify for restricted driving privileges pursuant to this section unless the
24 following conditions are met:

25 (i) The suspended license that expired was issued by the division of
26 vehicles;

27 (ii) the suspended license resulted from the individual's failure to
28 comply with a traffic citation pursuant to subsection (b)(1); and

29 (iii) the traffic citation that resulted in the failure to comply pursuant
30 to subsection (b)(1) was issued in this state.

31 (D) Upon review and approval of the driver's eligibility, the driving
32 privileges will be restricted by the division of vehicles until the terms of
33 the traffic citation have been substantially complied with and the court
34 shall immediately electronically notify the division of vehicles of such
35 compliance. If the driver fails to substantially comply with the traffic
36 citation, the driving privileges will be suspended by the division of
37 vehicles until the court determines the person has substantially complied
38 with the terms of the traffic citation and the court shall immediately
39 electronically notify the division of vehicles of such substantial
40 compliance. Upon receipt of notification of such compliance from the
41 informing court, the division of vehicles shall terminate the suspension
42 action. When restricted driving privileges are approved pursuant to this
43 section, the person's driving privileges shall be restricted to driving only

1 under the following circumstances:

2 (i) In going to or returning from the person's place of employment or
3 schooling;

4 (ii) in the course of the person's employment;

5 (iii) in going to or returning from an appointment with a health care
6 provider or during a medical emergency;

7 (iv) in going to and returning from probation or parole meetings, drug
8 or alcohol counseling or any place the person is required to go by a court;

9 (v) in going to or returning from dropping off or picking up one or
10 more children from school or child care;

11 (vi) in going to or returning from purchasing groceries or fuel for
12 their vehicle; and

13 (vii) in going to or returning from any religious worship service held
14 by a religious organization.

15 (c) Except as provided in subsection (d), when the district or
16 municipal court notifies the division of vehicles of a failure to comply with
17 a traffic citation pursuant to subsection (b), the court shall assess a
18 reinstatement fee of \$100. Such reinstatement fee shall be in addition to
19 any fine, restricted driving privilege application fee, district or municipal
20 court costs and other penalties. The court shall remit all reinstatement fees
21 to the state treasurer in accordance with the provisions of K.S.A. 75-4215,
22 and amendments thereto. Upon receipt of each such remittance, the state
23 treasurer shall deposit the entire amount in the state treasury and shall
24 credit the first \$15 of such reinstatement fee to the state general fund and
25 of the remaining amount, 29.41% of such moneys to the division of
26 vehicles operating fund, 22.06% to the community alcoholism and
27 intoxication programs fund created by K.S.A. 41-1126, and amendments
28 thereto, 7.36% to the juvenile alternatives to detention fund created by
29 K.S.A. 79-4803, and amendments thereto, and 41.17% to the state general
30 fund.

31 (d) The district court or municipal court shall waive the reinstatement
32 fee provided for in subsection (c), if the failure to comply with a traffic
33 citation was the result of such person enlisting in or being drafted into the
34 armed services of the United States, being called into service as a member
35 of a reserve component of the military service of the United States, or
36 volunteering for such active duty, or being called into service as a member
37 of the state of Kansas national guard, or volunteering for such active duty,
38 and being absent from Kansas because of such military service.

39 (e) (1) A person who is assessed a reinstatement fee pursuant to
40 subsection (c) may petition the court that assessed the fee at any time to
41 waive payment of the fee, any additional charge imposed pursuant to
42 subsection (f), or any portion thereof. If it appears to the satisfaction of the
43 court that payment of the amount due will impose manifest hardship on the

1 person or the person's immediate family, the court may waive payment of
2 all or part of the amount due or modify the method of payment.

3 (2) A person who is assessed a fine or court costs for a traffic citation
4 may petition the court that assessed the fine or costs at any time to waive
5 payment of the fine or costs, or any portion thereof. If it appears to the
6 satisfaction of the court that payment of the amount due will impose
7 manifest hardship on the person or the person's immediate family, the
8 court may waive payment of all or part of the amount due or modify the
9 method of payment.

10 (3) The clerk of the district court and the clerk of the municipal court
11 shall make forms available to any person seeking to petition the court to
12 waive or reduce traffic fines, court costs or reinstatement fees.

13 (f) Except as provided further, the reinstatement fee established in
14 this section shall be the only fee collected or moneys in the nature of a fee
15 collected for such reinstatement. Such fee shall only be established by an
16 act of the legislature and no other authority is established by law or
17 otherwise to collect a fee. On and after July 1, 2019, through June 30,
18 2025, the supreme court may impose an additional charge, not to exceed
19 \$22 per reinstatement fee, to fund the costs of non-judicial personnel.

20 (g) (1) Prior to issuing an order pursuant to this section that notifies
21 the division of vehicles to restrict or suspend a person's driving privileges,
22 the court shall consider:

23 (A) Waiver or reduction of fees, fines and court costs and allowing
24 for payment plans for any fees, fines and court costs; and

25 (B) alternative requirements in lieu of restriction or suspension of
26 driving privileges, including, but not limited to, alcohol or drug treatment
27 or community service.

28 (2) Nothing in this subsection shall be construed to require the court
29 to make written findings or written payment plan orders.

30 (h) (1) Any conviction *or sanction* for a failure to comply pursuant to
31 this section shall not be considered by the district or municipal court or the
32 division of vehicles ~~in determining suspended or restricted driving~~
33 ~~privileges in determining suspended or restricted driving privileges~~ if
34 such conviction *or sanction* is more than five years old.

35 (2) ~~After the expiration of five years from the date of conviction, the~~
36 ~~division shall notify by mail any persons whose driving privileges were~~
37 ~~suspended or restricted and have not since been restored. The division~~
38 ~~shall notify the person that the person may be eligible for driving~~
39 ~~privileges as a result of the expiration of the five years from the conviction~~
40 ~~for the failure to comply.~~

41 (3) The provisions of this subsection *and the amendments made to*
42 *this subsection by this act* shall be construed and applied retroactively.

43 (i) As used in this section, "substantial compliance" or "substantially

1 complied" means the person has followed the orders of the court involving
2 payments of fines, court costs and any penalties and has not failed
3 substantially in making payments or satisfying the terms of the court order.

4 Sec. 2. K.S.A. 2025 Supp. 8-2110 is hereby repealed.

5 Sec. 3. This act shall take effect and be in force from and after its
6 publication in the statute book.