

**As Further Amended by House Committee**

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*Session of 2017*

**HOUSE BILL No. 2040**

By Committee on Transportation

1-12

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1 AN ACT regulating traffic; concerning the overtaking and passing of  
2 school buses, cameras, penalties; amending K.S.A. 2016 Supp. 8-1556,  
3 8-2106 and 8-2118 and repealing the existing sections.  
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2016 Supp. 8-1556 is hereby amended to read as  
7 follows: 8-1556. (a) The driver of a vehicle meeting or overtaking from  
8 either direction any school bus stopped on the highway shall stop before  
9 reaching such school bus when there is in operation on the school bus the  
10 flashing red lights specified in ~~subsection (a) of~~ K.S.A. 8-1730(a), and  
11 amendments thereto, and the driver shall not proceed until such school bus  
12 resumes motion or the flashing red lights and the stop signal arm are no  
13 longer actuated.

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

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

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

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

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

32 (d) The driver of a vehicle upon a highway with separate roadways  
33 need not stop upon meeting or passing a school bus which is on a different  
34 roadway or when upon a controlled-access highway and the school bus is

1 stopped in a loading zone which is a part of or adjacent to such highway  
2 and where pedestrians are not permitted to cross the roadway.

3 (e) (1) *As used in this subsection, the term:*

4 (A) ~~"Owner" means the registrant of a motor vehicle, except that~~  
5 ~~such term shall not include a motor vehicle rental company when a motor~~  
6 ~~vehicle registered by such company is being operated by another person~~  
7 ~~under a rental agreement with such company.~~

8 (B) ~~"Recorded images" means images recorded by a video recording~~  
9 ~~device mounted on a school bus with a clear view of vehicles passing the~~  
10 ~~bus on either side and showing the date and time the recording was made~~  
11 ~~and an electronic symbol showing the activation of amber lights, flashing~~  
12 ~~red lights, stop arms fully extended and brakes.~~

13 (C)(B) *"Video recording device" means a camera capable of*  
14 *recording digital images showing the date and time that the images were*  
15 *recorded.*

16 (2) *A school board may equip school buses with a video recording*  
17 *device to enforce subsection (a).*

18 (3) ~~A copy of the recorded images showing that a person operated a~~  
19 ~~motor vehicle in violation of subsection (a) shall be included with the~~  
20 ~~citation delivered to an owner pursuant to K.S.A. 8-2106, and amendments~~  
21 ~~thereto~~ **For the purpose of enforcement pursuant to this subsection:**

22 (A) **A copy of a certificate sworn to or affirmed by a law**  
23 **enforcement officer and stating that, based upon inspection of**  
24 **recorded images, a motor vehicle was operated in violation of**  
25 **subsection (a) and that a particular person depicted on a recorded**  
26 **image from a video recording device operated such vehicle shall be**  
27 **prima facie evidence of the facts contained therein; and**

28 (B) **evidence that the person particularly described in a citation**  
29 **issued pursuant to this subsection operated a vehicle in violation of**  
30 **subsection (a), shall create a rebuttable presumption that such person**  
31 **was the driver of such vehicle at the time of the alleged violation. Such**  
32 **presumption may be rebutted by competent evidence.**

33 (4) *Recorded images made for purposes of this subsection shall not*  
34 *be subject to the open records act, K.S.A. 45-215 et seq., and amendments*  
35 *thereto. The provisions of this paragraph shall expire on July 1, 2022,*  
36 *unless the legislature reviews and reenacts this provisions pursuant to*  
37 *K.S.A. 45-229, and amendments thereto, prior to July 1, 2022.*

38 (5) *No additional citation shall be imposed under this subsection on*  
39 *the owner of a motor vehicle if the operator of the vehicle was arrested or*  
40 *issued a citation and notice to appear by a police officer for the same*  
41 *violation.*

42 (6) ~~A school district may enter into an intergovernmental agreement~~  
43 ~~to offset expenses regarding the implementation and ongoing operation of~~

1 ~~video recording devices serving the purpose of capturing recorded images~~  
2 ~~of motor vehicles unlawfully passing a school bus.~~

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

5 Sec. 2. K.S.A. 2016 Supp. 8-2106 is hereby amended to read as  
6 follows: 8-2106. (a) A law enforcement officer may prepare and deliver to  
7 a person a written traffic citation on a form approved by the division of  
8 motor vehicles, if the law enforcement officer stops the person for a  
9 violation of:

10 (1) The uniform act regulating traffic on highways, which violation is  
11 a misdemeanor or a traffic infraction;

12 (2) K.S.A. 8-262, 8-287, 8-2,144, 8-1599, 40-3104, 40-3106, 41-715,  
13 41-724, 41-727, 47-607, 66-1,111, 66-1,129, 66-1,139, 66-1,140, 66-273,  
14 66-1314, 66-1324, 66-1330, 66-1331, 66-1332, 68-2104, 68-2106 or  
15 ~~subsection (b) of K.S.A. 79-34,122(b), or K.S.A. 2016 Supp. subsection~~  
16 ~~(a) of 21-5607(a), 21-5810, 21-5815, 21-5816, subsection (a) of 21-~~  
17 ~~5817(a) or 21-6203, and amendments thereto;~~

18 (3) K.S.A. 31-155, and amendments thereto, involving transportation  
19 of bottle rockets;

20 (4) K.S.A. 66-1314 or 66-1328, and amendments thereto, and any  
21 rules and regulations adopted pursuant thereto;

22 (5) any rules and regulations adopted pursuant to K.S.A. 2-1212, 68-  
23 2001 or 31-146, and amendments thereto;

24 (6) any rules and regulations adopted pursuant to K.S.A. 31-133, and  
25 amendments, thereto relating to transportation of materials or fuel; ~~or~~

26 (7) K.S.A. 8-1343 through 8-1347, and amendments thereto, relating  
27 to the child passenger safety act; or

28 (8) K.S.A. 8-2501 through 8-2507, and amendments thereto, relating  
29 to the safety belt use act.

30 (b) The citation shall contain a notice to appear in court, the name and  
31 address of the person, the type of vehicle the person was driving, whether  
32 hazardous materials were being transported, whether an accident occurred,  
33 the state registration number of the person's vehicle, if any, a statement  
34 whether the vehicle is a commercial vehicle, whether the person is  
35 licensed to drive a commercial motor vehicle, the offense or offenses  
36 charged, the time and place when and where the person shall appear in  
37 court, the signature of the law enforcement officer, and any other pertinent  
38 information.

39 (c) The time specified in the notice to appear shall be at least five  
40 days after the alleged violation unless the person charged with the  
41 violation demands an earlier hearing.

42 (d) The place specified in the notice to appear shall be before a judge  
43 of the district court within the county in which the offense is alleged to

1 have been committed.

2 (e) Except in the circumstances to which ~~subsection (a)~~ of K.S.A. 8-  
3 2104(a), and amendments thereto, apply, in the discretion of the law  
4 enforcement officer, a person charged with a misdemeanor may give  
5 written promise to appear in court by signing at least one copy of the  
6 written citation prepared by the law enforcement officer, in which event  
7 the law enforcement officer shall deliver a copy of the citation to the  
8 person and shall not take the person into physical custody.

9 (f) When a person is charged with a traffic infraction, the notice to  
10 appear shall provide a place where the person may make a written entry of  
11 appearance, waive the right to a trial and plead guilty or no contest. Such  
12 notice to appear shall contain a provision that the person's failure to either  
13 pay such fine and court costs or appear at the specified time may result in  
14 suspension of the person's drivers' license as provided in K.S.A. 8-2110,  
15 and amendments thereto. The notice to appear shall provide a space where  
16 the law enforcement officer shall enter the appropriate fine specified in the  
17 uniform fine schedule contained in K.S.A. 8-2118, and amendments  
18 thereto, for the violation charged and court costs in the amount provided  
19 by law. If the notice to appear does not do so, the law enforcement officer  
20 shall provide a person charged with a traffic infraction a form explaining  
21 the person's right to appear and right to a trial and the person's right to pay  
22 the appropriate fine and court costs prior to the appearance date. The law  
23 enforcement officer shall provide the person with the address of the court  
24 to which the written entry of appearance, waiver of trial, plea of guilty or  
25 no contest and payment of fine and court costs shall be mailed.

26 (g) Any officer violating any of the provisions of subsection (f) is  
27 guilty of misconduct in office and shall be subject to removal from office.

28 (h) *A law enforcement officer shall **prepare and deliver the written***  
29 *traffic citation to a person charged with a violation of K.S.A. 8-1556, and*  
30 *amendments thereto, evidenced by a recorded image ~~and sent~~. **Such***  
31 ***citation may be served on such person in any manner authorized by***  
32 ***law, including, but not limited to, mailing it by certified mail to the last***  
33 ***known address of the person. Such citation shall include:***

34 (1) **The date, time and location of the alleged violation, the**  
35 **amount of the fine imposed and the date by which such fine shall be**  
36 **paid;**

37 (2) **an image taken from the recorded images showing the vehicle**  
38 **and particular person involved in the alleged violation;**

39 (3) **a copy of a certificate sworn to or affirmed by a law**  
40 **enforcement officer stating that, based upon inspection of recorded**  
41 **images, a motor vehicle was operated in violation of subsection (a);**

42 (4) **a statement of the rebuttable presumption provided in K.S.A.**  
43 **8-1556(e)(3)(B), and amendments thereto;**

1       **(5) information advising the owner of the motor vehicle of the**  
 2 **manner and time in which liability as alleged in the citation may be**  
 3 **contested in court; and**

4       **(6) a warning that failure to contest liability in a timely manner**  
 5 **shall waive any right to contest liability.**

6       Sec. 3. K.S.A. 2016 Supp. 8-2118 is hereby amended to read as  
 7 follows: 8-2118. (a) A person charged with a traffic infraction shall, except  
 8 as provided in subsection (b), appear at the place and time specified in the  
 9 notice to appear. If the person enters an appearance, waives right to trial,  
 10 pleads guilty or no contest, the fine shall be no greater than that specified  
 11 in the uniform fine schedule in subsection (c) and court costs shall be  
 12 taxed as provided by law.

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

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

<i>Description of Offense</i>	<i>Statute</i>	<i>Fine</i>
31 Refusal to submit to a prelim- 32 inary breath test	8-1012	\$105
33 Unsafe speed for prevailing 34 conditions	8-1557	\$75
35 Exceeding maximum speed 36 limit; or speeding in zone 37 posted by the state depart- 38 ment of transportation; or 39 speeding in locally posted 40 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 mph over the limit; 21-30 mph over the limit, \$105 plus \$9 per mph over 20

1			mph over the limit;
2			31 and more mph
3			over the limit, \$195
4			plus \$15 per mph
5			over 30 mph over
6			the limit;
7	Disobeying traffic control de-	8-1507	\$75
8	vice		
9	Violating traffic control signal	8-1508	\$75
10	Violating pedestrian control	8-1509	\$45
11	signal		
12	Violating flashing traffic sig-	8-1510	\$75
13	nals		
14	Violating lane-control signal	8-1511	\$75
15	Unauthorized sign, signal,	8-1512	\$45
16	marking or device		
17	Driving on left side of road-	8-1514	\$75
18	way		
19	Failure to keep right to pass	8-1515	\$75
20	oncoming vehicle		
21	Improper passing; increasing	8-1516	\$75
22	speed when passed		
23	Improper passing on right	8-1517	\$75
24	Passing on left with insuffi-	8-1518	\$75
25	cient clearance		
26	Driving on left side where	8-1519	\$75
27	curve, grade, intersec-		
28	tion railroad crossing, or		
29	obstructed view		
30	Driving on left in no-passing	8-1520	\$75
31	zone		
32	Unlawful passing of stopped	8-1520a	\$75
33	emergency vehicle		
34	Driving wrong direction on	8-1521	\$75
35	one-way road		
36	Improper driving on laned	8-1522	\$75
37	roadway		
38	Following too close	8-1523	\$75
39	Improper crossover on di-	8-1524	\$45
40	vided highway		
41	Failure to yield right-of-way	8-1526	\$75
42	at uncontrolled intersection		
43	Failure to yield to approach-	8-1527	\$75

1	ing vehicle when turning		
2	left		
3	Failure to yield at stop or	8-1528	\$75
4	yield sign		
5	Failure to yield from private	8-1529	\$75
6	road or driveway		
7	Failure to yield to emergency	8-1530	\$195
8	vehicle		
9	Failure to yield to pedestrian	8-1531	\$105
10	or vehicle working on		
11	roadway		
12	Failure to comply with re-	8-1531a	\$45
13	strictions in road con-		
14	struction zone		
15	Disobeying pedestrian traffic	8-1532	\$45
16	control device		
17	Failure to yield to pedestrian	8-1533	\$75
18	in crosswalk; pedestrian		
19	suddenly entering road-		
20	way; passing vehicle		
21	stopped for pedestrian at		
22	crosswalk		
23	Improper pedestrian crossing	8-1534	\$45
24	Failure to exercise due care in	8-1535	\$45
25	regard to pedestrian		
26	Improper pedestrian move-	8-1536	\$45
27	ment in crosswalk		
28	Improper use of roadway by	8-1537	\$45
29	pedestrian		
30	Soliciting ride or business	8-1538	\$45
31	on roadway		
32	Driving through safety zone	8-1539	\$45
33	Failure to yield to pedestrian	8-1540	\$45
34	on sidewalk		
35	Failure of pedestrian to yield	8-1541	\$45
36	to emergency vehicle		
37	Failure to yield to blind pe-	8-1542	\$45
38	destrian		
39	Pedestrian disobeying bridge	8-1544	\$45
40	or railroad signal		
41	Improper turn or approach	8-1545	\$75
42	Improper "U" turn	8-1546	\$75
43	Unsafe starting of stopped	8-1547	\$45

1	vehicle		
2	Unsafe turning or stopping,	8-1548	\$75
3	failure to give proper sig-		
4	nal; using turn signal un-		
5	lawfully		
6	Improper method of giving	8-1549	\$45
7	notice of intention to turn		
8	Improper hand signal	8-1550	\$45
9	Failure to stop or obey	8-1551	\$195
10	road crossing signal		
11	Failure to stop at railroad	8-1552	\$135
12	crossing stop sign		
13	Certain hazardous vehicles	8-1553	\$195
14	failure to stop at railroad		
15	crossing		
16	Improper moving of heavy	8-1554	\$75
17	equipment at railroad		
18	crossing		
19	Vehicle emerging from alley,	8-1555	\$75
20	private roadway, building		
21	or driveway		
22	Improper passing of school	8-1556	\$315
23	bus; improper use of		
24	school bus signals		
25	Improper passing of church	8-1556a	\$195
26	or day-care bus; improper		
27	use of signals		
28	Impeding normal traffic	8-1561	\$45
29	by slow speed		
30	Speeding on motor-driven	8-1562	\$75
31	cycle		
32	Speeding in certain vehicles	8-1563	\$45
33	or on posted bridge		
34	Improper stopping, standing	8-1569	\$45
35	or parking on roadway		
36	Parking, standing or stopping	8-1571	\$45
37	in prohibited area		
38	Improper parking	8-1572	\$45
39	Unattended vehicle	8-1573	\$45
40	Improper backing	8-1574	\$45
41	Driving on sidewalk	8-1575	\$45
42	Driving with view or driving	8-1576	\$45
43	mechanism obstructed		



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

1	Unlawful operation of all-terrain vehicle	8-15,100	\$75
2			
3	Unlawful operation of	8-15,101	\$75
4	low-speed vehicle		
5	Littering	8-15,102	\$115
6	Disobeying school crossing guard	8-15,103	\$75
7			
8	Unlawful operation of micro utility truck	8-15,106	\$75
9			
10	Failure to remove vehicles in accidents	8-15,107	\$75
11			
12	Unlawful operation of golf cart	8-15,108	\$75
13			
14	Unlawful operation of work-site utility vehicle	8-15,109	\$75
15			
16	Unlawful display of license plate	8-15,110	\$60
17			
18	Unlawful text messaging	8-15,111	\$60
19	Equipment offenses that are not misdemeanors	8-1701	\$75
20			
21	Driving without lights when needed	8-1703	\$45
22			
23	Defective headlamps	8-1705	\$45
24	Defective tail lamps	8-1706	\$45
25	Defective reflector	8-1707	\$45
26	Improper stop lamp or turn signal	8-1708	\$45
27			
28	Improper lighting equipment on certain vehicles	8-1710	\$45
29			
30	Improper lamp color on certain vehicles	8-1711	\$45
31			
32	Improper mounting of reflectors and lamps on certain vehicles	8-1712	\$45
33			
34			
35	Improper visibility of reflectors and lamps on certain vehicles	8-1713	\$45
36			
37			
38	No lamp or flag on projecting load	8-1715	\$75
39			
40	Improper lamps on parked vehicle	8-1716	\$45
41			
42	Improper lights, lamps, reflectors and emblems on	8-1717	\$45
43			

1	farm tractors or slow-		
2	moving vehicles		
3	Improper lamps and equip-	8-1718	\$45
4	ment on implements of		
5	husbandry, road machin-		
6	ery or animal-drawn ve-		
7	hicles		
8	Unlawful use of spot, fog, or	8-1719	\$45
9	auxiliary lamp		
10	Improper lamps or lights on	8-1720	\$45
11	emergency vehicle		
12	Improper stop or turn signal	8-1721	\$45
13	Improper vehicular hazard	8-1722	\$45
14	warning lamp		
15	Unauthorized additional	8-1723	\$45
16	lighting equipment		
17	Improper multiple-beam lights	8-1724	\$45
18	Failure to dim headlights	8-1725	\$75
19	Improper single-beam head-	8-1726	\$45
20	lights		
21	Improper speed with alter-	8-1727	\$45
22	nate lighting		
23	Improper number of driving	8-1728	\$45
24	lamps		
25	Unauthorized lights and sig-	8-1729	\$45
26	nals		
27	Improper school bus lighting	8-1730	\$45
28	equipment and warning		
29	devices		
30	Unauthorized lights and de-	8-1730a	\$45
31	vices on church or day-		
32	care bus		
33	Improper lights on highway	8-1731	\$45
34	construction or maintenance		
35	vehicles		
36	Defective brakes	8-1734	\$45
37	Defective or improper use of	8-1738	\$45
38	horn or warning device		
39	Defective muffler	8-1739	\$45
40	Defective mirror	8-1740	\$45
41	Defective wipers; obstructed	8-1741	\$45
42	windshield or windows		
43	Improper tires	8-1742	\$45

1	Improper flares or warning	8-1744	\$45
2	devices		
3	Improper use of vehicular	8-1745	\$45
4	hazard warning lamps		
5	and devices		
6	Improper air-conditioning	8-1747	\$45
7	equipment		
8	Improper safety belt or	8-1749	\$45
9	shoulder harness		
10	Improper wide-based single	8-1742b	\$75
11	tires		
12	Improper compression re-	8-1761	\$75
13	lease engine braking sys-		
14	tem		
15	Defective motorcycle head-	8-1801	\$45
16	lamp		
17	Defective motorcycle tail	8-1802	\$45
18	lamp		
19	Defective motorcycle reflec-	8-1803	\$45
20	tor		
21	Defective motorcycle stop	8-1804	\$45
22	lamps and turn signals		
23	Defective multiple-beam	8-1805	\$45
24	lighting		
25	Improper road-lighting equip-	8-1806	\$45
26	ment on motor-driven cy-		
27	cles		
28	Defective motorcycle or mo-	8-1807	\$45
29	tor-driven cycle brakes		
30	Improper performance abil-	8-1808	\$45
31	ity of brakes		
32	Operating motorcycle with	8-1809	\$45
33	disapproved braking sys-		
34	tem		
35	Defective horn, muffler, mir-	8-1810	\$45
36	rors or tires		
37	Unlawful statehouse parking	75-4510a	\$30
38	Exceeding gross weight of	8-1909	Pounds Overweight
39	vehicle or combination		up to 1000.....\$40
40			1001 to 2000.....3¢
41			per pound
42			2001 to 5000.....5¢
43			per pound

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

33  
 34 (d) Traffic offenses classified as traffic infractions by this section  
 35 shall be classified as ordinance traffic infractions by those cities adopting  
 36 ordinances prohibiting the same offenses. A schedule of fines for all  
 37 ordinance traffic infractions shall be established by the municipal judge in  
 38 the manner prescribed by K.S.A. 12-4305, and amendments thereto. Such  
 39 fines may vary from those contained in the uniform fine schedule  
 40 contained in subsection (c).

41 (e) Fines listed in the uniform fine schedule contained in subsection  
 42 (c) shall be doubled if a person is convicted of a traffic infraction, which is  
 43 defined as a moving violation in accordance with rules and regulations

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

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

20 (g) Fines listed in the uniform fine schedule contained in subsection  
21 (c) relating to exceeding the maximum speed limit, shall be doubled if a  
22 person is convicted of exceeding the maximum speed limit in a school  
23 zone authorized under ~~subsection (a)(4)~~ of K.S.A. 8-1560(a)(4), and  
24 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. 4. K.S.A. 2016 Supp. 8-1556, 8-2106 and 8-2118 are hereby  
34 repealed.

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