

KANSAS OFFICE *of*  
**REVISOR *of* STATUTES**

LEGISLATURE *of* THE STATE *of* KANSAS  
*Legislative Attorneys transforming ideas into legislation.*

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**MEMORANDUM**

To: House Judiciary Committee  
From: Natalie Scott, Assistant Revisor of Statutes  
Date: January 29, 2019  
Subject: Bill Brief on HB 2064

HB 2064 clarifies provisions relating to charging decisions for certain violations of the uniform act regulating traffic.

Current law provides that when a law enforcement officer stops a person for a violation of the uniform act regulating traffic, the person shall be taken into custody and brought before a judge without unnecessary delay if the person is to be charged with a violation of K.S.A. 8-1567 and 8-1568. This bill would change the wording to provide that the provisions of this section apply when a law enforcement officer believes there is sufficient evidence for the person to be charged with those violations, clarifying that the law enforcement officer doesn't make the charging decision.