

As Amended by House Committee

Session of 2019

HOUSE BILL No. 2126

By Committee on Transportation

2-4

1 AN ACT concerning motor vehicles; relating to electric-assisted scooters;
2 definitions; requirements; penalty; amending K.S.A. 2018 Supp. 8-126,
3 8-128, ~~8-197~~, 8-1486 and 8-2118 and repealing the existing sections.
4

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

6 New Section 1. "Electric-assisted scooter" means every self-propelled
7 vehicle that has at least two wheels in contact with the ground, an electric
8 motor, handlebars, a brake and a deck that is designed to be stood upon
9 when riding.

10 New Sec. 2. (a) It shall be unlawful for any person to operate an
11 electric-assisted scooter: ~~(1) on any interstate highway, federal highway or~~
12 ~~state highway; or (2) on any public highway or street within the corporate~~
13 ~~limits of any city unless authorized by such city.~~

14 (b) **Notwithstanding the provisions of subsection (a), traffic**
15 **regulations applicable to bicycles shall apply to electric-assisted**
16 **scooters.**

17 (c) **The governing body of a city or county may adopt an**
18 **ordinance that further restricts or prohibits the operation of electric-**
19 **assisted scooters on any public highway, street or sidewalk within such**
20 **city or county.**

21 (d) **Except as otherwise provided in subsection (c), the provisions**
22 **of subsection (a) shall not prohibit an electric-assisted scooter from**
23 **crossing a federal or state highway.**

24 ~~(e)~~(e) This section shall be a part of and supplemental to the uniform
25 act regulating traffic on highways.

26 Sec. 3. K.S.A. 2018 Supp. 8-126 is hereby amended to read as
27 follows: 8-126. The following words and phrases when used in this act
28 shall have the meanings respectively ascribed to them herein:

29 (a) "All-terrain vehicle" means any motorized nonhighway vehicle 50
30 inches or less in width, having a dry weight of 1,500 pounds or less,
31 traveling on three or more nonhighway tires.

32 (b) "Autocycle" means a three-wheel motorcycle that has a steering
33 wheel and seating that does not require the operator to straddle or sit
34 astride it.

35 (c) "Commission" or "state highway commission" means the director
36 of vehicles of the department of revenue.

1 (d) "Contractor" means a person, partnership, corporation, local
2 government, county government, county treasurer or other state agency
3 that has contracted with the department to provide services associated with
4 vehicle functions.

5 (e) "Department" or "motor vehicle department" or "vehicle
6 department" means the division of vehicles of the department of revenue,
7 acting directly or through its duly authorized officers and agents. When
8 acting on behalf of the department of revenue pursuant to this act, a county
9 treasurer shall be deemed to be an agent of the state of Kansas.

10 (f) "Division" means the division of vehicles of the department of
11 revenue.

12 (g) *"Electric-assisted scooter" means every self-propelled vehicle*
13 *that has at least two wheels in contact with the ground, an electric motor,*
14 *handlebars, a brake and a deck that is designed to be stood upon when*
15 *riding.*

16 ~~(g)~~(h) "Electric personal assistive mobility device" means a self-
17 balancing two nontandem wheeled device, designed to transport only one
18 person, with an electric propulsion system that limits the maximum speed
19 of the device to 15 miles per hour or less.

20 ~~(h)~~(i) "Electric vehicle" means a vehicle that is powered by an
21 electric motor drawing current from rechargeable storage batteries or other
22 portable electrical energy storage devices, provided the recharge energy
23 must be drawn from a source off the vehicle, such as, but not limited to:

24 (1) Residential electric service;

25 (2) an electric vehicle charging station, also called an EV charging
26 station, an electric recharging point, a charging point, EVSE (Electric
27 Vehicle Supply Equipment) or a public charging station.

28 ~~(i)~~(j) "Electronic certificate of title" means any electronic record of
29 ownership, including any lien or liens that may be recorded, retained by
30 the division in accordance with K.S.A. 2018 Supp. 8-135d, and
31 amendments thereto.

32 ~~(j)~~(k) "Electronic notice of security interest" means the division's
33 online internet program ~~which~~ that enables a dealer or secured party to
34 submit a notice of security interest as defined in this section, and to cancel
35 the notice or release the security interest using the program. This program
36 is also known as the Kansas elien or KSelien.

37 ~~(k)~~(l) "Farm tractor" means every motor vehicle designed and used as
38 a farm implement power unit operated with or without other attached farm
39 implements in any manner consistent with the structural design of such
40 power unit.

41 ~~(l)~~(m) "Farm trailer" means every trailer and semitrailer as those
42 terms are defined in this section, designed and used primarily as a farm
43 vehicle.

1 ~~(m)~~(n) "Foreign vehicle" means every motor vehicle, trailer, or
2 semitrailer ~~which~~ that shall be brought into this state otherwise than in
3 ordinary course of business by or through a manufacturer or dealer and
4 ~~which~~ has not been registered in this state.

5 ~~(n)~~(o) "Golf cart" means a motor vehicle that has not less than three
6 wheels in contact with the ground, an unladen weight of not more than
7 1,800 pounds, is designed to be and is operated at not more than 25 miles
8 per hour and is designed to carry not more than four persons including the
9 driver.

10 ~~(o)~~(p) "Highway" means every way or place of whatever nature open
11 to the use of the public as a matter of right for the purpose of vehicular
12 travel. The term "highway" shall not be deemed to include a roadway or
13 driveway upon grounds owned by private owners, colleges, universities or
14 other institutions.

15 ~~(p)~~(q) "Implement of husbandry" means every vehicle designed or
16 adapted and used exclusively for agricultural operations, including
17 feedlots, and only incidentally moved or operated upon the highways.
18 Such term shall include, but not be limited to:

19 (1) A farm tractor;

20 (2) a self-propelled farm implement;

21 (3) a fertilizer spreader, nurse tank or truck permanently mounted
22 with a spreader used exclusively for dispensing or spreading water, dust or
23 liquid fertilizers or agricultural chemicals, as defined in K.S.A. 2-2202,
24 and amendments thereto, regardless of ownership;

25 (4) a truck mounted with a fertilizer spreader used or manufactured
26 principally to spread animal dung;

27 (5) a mixer-feed truck owned and used by a feedlot, as defined in
28 K.S.A. 47-1501, and amendments thereto, and specially designed and used
29 exclusively for dispensing food to livestock in such feedlot.

30 ~~(q)~~(r) "Lien" means a security interest as defined in this section.

31 ~~(r)~~(s) "Lightweight roadable vehicle" means a multipurpose motor
32 vehicle that is allowed to be driven on public roadways and is required to
33 be registered with, and flown under the direction of, the federal aviation
34 administration.

35 ~~(s)~~(t) "Manufacturer" means every person engaged in the business of
36 manufacturing motor vehicles, trailers or semitrailers.

37 ~~(t)~~(u) "Micro utility truck" means any motor vehicle ~~which~~ that is not
38 less than 48 inches in width, has an overall length, including the bumper,
39 of not more than 160 inches, has an unladen weight, including fuel and
40 fluids, of more than 1,500 pounds, can exceed 40 miles per hour as
41 originally manufactured and is manufactured with a metal cab. "Micro
42 utility truck" does not include a work-site utility vehicle or recreational
43 off-highway vehicle.

1 ~~(t)~~(v) "Motor vehicle" means every vehicle, other than a motorized
2 bicycle or a motorized wheelchair, ~~which~~ that is self-propelled.

3 ~~(w)~~(w) "Motorcycle" means every motor vehicle, including
4 autocycles, designed to travel on not more than three wheels in contact
5 with the ground, except any such vehicle as may be included within the
6 term "tractor" as defined in this section.

7 ~~(x)~~(x) "Motorized bicycle" means every device having two tandem
8 wheels or three wheels, ~~which~~ that may be propelled by either human
9 power or helper motor, or by both, and ~~which~~ has:

- 10 (1) A motor which produces not more than 3.5 brake horsepower;
- 11 (2) a cylinder capacity of not more than 130 cubic centimeters;
- 12 (3) an automatic transmission; and
- 13 (4) the capability of a maximum design speed of no more than 30
14 miles per hour.

15 ~~(y)~~(y) "Motorized wheelchair" means any self-propelled vehicle
16 designed specifically for use by a physically disabled person and such
17 vehicle is incapable of a speed in excess of 15 miles per hour.

18 ~~(z)~~(z) "New vehicle dealer" means every person actively engaged in
19 the business of buying, selling or exchanging new motor vehicles, travel
20 trailers, trailers or vehicles and who holds a dealer's contract therefor from
21 a manufacturer or distributor and who has an established place of business
22 in this state.

23 ~~(aa)~~(aa) "Nonresident" means every person who is not a resident of
24 this state.

25 ~~(bb)~~(bb) "Notice of security interest" means a notification to the
26 division from a dealer or secured party of a purchase money security
27 interest as provided in article 9 of chapter 84 of the Kansas Statutes
28 Annotated, and amendments thereto, upon a vehicle ~~which~~ that has been
29 sold and delivered to the purchaser describing the vehicle and showing the
30 name, address and acknowledgment of the secured party as well as the
31 name and address of the debtor or debtors and other information the
32 division requires.

33 ~~(cc)~~(cc) "Oil well servicing, oil well clean-out or oil well drilling
34 machinery or equipment" means a vehicle constructed as a machine used
35 exclusively for servicing, cleaning-out or drilling an oil well and
36 consisting in general of a mast, an engine for power, a draw works and a
37 chassis permanently constructed or assembled for one or more of those
38 purposes. The passenger capacity of the cab of a vehicle shall not be
39 considered in determining whether such vehicle is oil well servicing, oil
40 well clean-out or oil well drilling machinery or equipment.

41 ~~(dd)~~(dd) "Owner" means a person who holds the legal title of a
42 vehicle, or in the event a vehicle is the subject of an agreement for the
43 conditional sale thereof with the right of purchase upon performance of the

1 conditions stated in the agreement and with an immediate right of
2 possession vested in the conditional vendee or in the event a vehicle is
3 subject to a lease of 30 days or more with an immediate right of possession
4 vested in the lessee; or in the event a party having a security interest in a
5 vehicle is entitled to possession, then such conditional vendee or lessee or
6 secured party shall be deemed the owner for the purpose of this act.

7 ~~(dd)~~(ee) "Passenger vehicle" means every motor vehicle, as defined
8 in this section, ~~which~~ that is designed primarily to carry 10 or fewer
9 passengers, and ~~which~~ is not used as a truck.

10 ~~(ee)~~(ff) "Person" means every natural person, firm, partnership,
11 association or corporation.

12 ~~(ff)~~(gg) "Pole trailer" means any two-wheel vehicle used as a trailer
13 with bolsters that support the load, and do not have a rack or body
14 extending to the tractor drawing the load.

15 ~~(gg)~~(hh) "Recreational off-highway vehicle" means any motor vehicle
16 more than 50 but not greater than 64 inches in width, having a dry weight
17 of 2,000 pounds or less, traveling on four or more nonhighway tires.

18 ~~(hh)~~(ii) "Road tractor" means every motor vehicle designed and used
19 for drawing other vehicles, and not so constructed as to carry any load
20 thereon independently, or any part of the weight of a vehicle or load so
21 drawn.

22 ~~(ii)~~(jj) "Self-propelled farm implement" means every farm implement
23 designed for specific use applications with its motive power unit
24 permanently incorporated in its structural design.

25 ~~(jj)~~(kk) "Semitrailer" means every vehicle of the trailer type so
26 designed and used in conjunction with a motor vehicle that some part of its
27 own weight and that of its own load rests upon or is carried by another
28 vehicle.

29 ~~(kk)~~(ll) "Specially constructed vehicle" means any vehicle ~~which~~ that
30 shall not have been originally constructed under a distinctive name, make,
31 model or type, or ~~which~~ that, if originally otherwise constructed shall have
32 been materially altered by the removal of essential parts, or by the addition
33 or substitution of essential parts, new or used, derived from other vehicles
34 or makes of vehicles.

35 ~~(ll)~~(mm) "Trailer" means every vehicle without motive power
36 designed to carry property or passengers wholly on its own structure and
37 to be drawn by a motor vehicle.

38 ~~(mm)~~(nn) "Travel trailer" means every vehicle without motive power
39 designed to be towed by a motor vehicle constructed primarily for
40 recreational purposes.

41 ~~(nn)~~(oo) "Truck" means a motor vehicle ~~which~~ that is used for the
42 transportation or delivery of freight and merchandise or more than 10
43 passengers.

1 ~~(oo)~~(pp) "Truck tractor" means every motor vehicle designed and
2 used primarily for drawing other vehicles, and not so constructed as to
3 carry a load other than a part of the weight of the vehicle or load so drawn.

4 ~~(pp)~~(qq) "Used vehicle dealer" means every person actively engaged
5 in the business of buying, selling or exchanging used vehicles, and having
6 an established place of business in this state and who does not hold a
7 dealer's contract for the sale of new motor vehicles, travel trailers or
8 vehicles.

9 ~~(qq)~~(rr) "Vehicle" means every device in, upon or by which any
10 person or property is or may be transported or drawn upon a public
11 highway, excepting electric personal assistive mobility devices or devices
12 moved by human power or used exclusively upon stationary rails or tracks.

13 ~~(rr)~~(ss) "Vehicle functions" means services relating to the application,
14 processing, auditing or distribution of original or renewal vehicle
15 registrations, certificates of title, driver's licenses and division-issued
16 identification cards associated with services and functions set out in
17 articles 1, 2 and 13 of chapter 8 of the Kansas Statutes Annotated, and
18 amendments thereto. "Vehicle functions" may also include personal
19 property taxation duties set out in article 51 of chapter 79 of the Kansas
20 Statutes Annotated, and amendments thereto, and other vehicle-related
21 events described in article 1 of chapter 8 of the Kansas Statutes Annotated,
22 and amendments thereto.

23 ~~(ss)~~(tt) "Work-site utility vehicle" means any motor vehicle ~~which~~
24 *that* is not less than 48 inches in width, has an unladen weight, including
25 fuel and fluids, of more than 800 pounds and is equipped with four or
26 more nonhighway tires, a steering wheel and bench or bucket-type seating
27 allowing at least two people to sit side-by-side, and may be equipped with
28 a bed or cargo box for hauling materials. "Work-site utility vehicle" does
29 not include a micro utility truck or recreational off-highway vehicle.

30 Sec. 4. K.S.A. 2018 Supp. 8-128 is hereby amended to read as
31 follows: 8-128. (a) The following need not be registered under this act,
32 any:

- 33 (1) Implement of husbandry;
- 34 (2) all-terrain vehicle;
- 35 (3) micro utility truck;
- 36 (4) golf cart;
- 37 (5) work-site utility vehicle;
- 38 (6) road roller or road machinery temporarily operated or moved
39 upon the highways;
- 40 (7) municipally owned fire truck;
- 41 (8) privately owned fire truck subject to a mutual aid agreement with
42 a municipality;
- 43 (9) school bus owned and operated by a school district or a nonpublic

1 school ~~which~~ *that* has the name of the municipality, school district or
2 nonpublic school plainly painted thereon;

3 (10) farm trailer used in carrying not more than 6,000 pounds owned
4 by a person engaged in farming, which trailer is used exclusively by the
5 owner to transport agricultural products produced by such owner or
6 commodities purchased by the owner for use on the farm owned or rented
7 by the owner of such trailer and the weight of any such farm trailer, plus
8 the cargo weight of 6,000 pounds or less, shall not be considered in
9 determining the gross weight for which the truck or truck tractor
10 propelling the same shall be registered; ~~or~~

11 (11) farm trailer used and designed for transporting hay or forage
12 from a field to a storage area or from a storage area to a feedlot, ~~which~~
13 *that* is only incidentally moved or operated upon the highways, except that
14 this paragraph shall not apply to a farm semitrailer; *or*

15 (12) *electric-assisted scooter.*

16 (b) Self-propelled cranes where the crane operator on a job site
17 operates the controls of such crane from a permanent housing or module
18 on the crane and the crane is not used for the transportation of property,
19 except the property that is required for the operation of the crane itself and
20 earth moving equipment ~~which~~ *that* are equipped with pneumatic tires may
21 be moved on the highways of this state from one job location to another, or
22 to or from places of storage, delivery or repair, without complying with the
23 provisions of the law relating to registration and display of license plates
24 but shall comply with all the other requirements of the law relating to
25 motor vehicles.

26 (c) Oil well servicing, oil well clean-out or oil well drilling machinery
27 or equipment need not be registered under this act but shall comply with
28 all the other requirements of the law relating to motor vehicles.

29 (d) A truck permanently mounted with a hydraulic concrete pump and
30 placing boom may be moved on the highways of this state from one job
31 location to another, or to or from places of storage delivery or repair,
32 without being registered under this act, but shall comply with all the other
33 requirements of the law relating to motor vehicles. The provisions of this
34 subsection shall not apply to ready-mix concrete trucks.

35 ~~Sec. 5. K.S.A. 2018 Supp. 8-197 is hereby amended to read as~~
36 ~~follows: 8-197. (a) The provisions of K.S.A. 8-197 to through 8-199,~~
37 ~~inclusive, and amendments thereto, shall be a part of and supplemental to~~
38 ~~the provisions of article 1 of chapter 8 of the Kansas Statutes Annotated,~~
39 ~~and amendments thereto, and as used in such sections, the words and~~
40 ~~phrases defined by K.S.A. 8-126, and amendments thereto, shall have the~~
41 ~~meanings respectively ascribed to them therein.~~

42 ~~(b) As used in K.S.A. 8-197 through 8-199, and amendments thereto:~~

43 ~~(1)(A) "Nonhighway vehicle" means:~~

- 1 ~~(i) Any motor vehicle which *that* cannot be registered because it is~~
2 ~~not manufactured for the purpose of using the same on the highways of~~
3 ~~this state and is not provided with the equipment required by state statute~~
4 ~~for vehicles of such type which *that* are used on the highways of this state;~~
5 ~~(ii) any motor vehicle, other than a salvage vehicle, for which the~~
6 ~~owner has not provided motor vehicle liability insurance coverage or an~~
7 ~~approved self insurance plan under K.S.A. 40-3104, and amendments~~
8 ~~thereto, and has not applied for or obtained registration of such motor~~
9 ~~vehicle in accordance with article 1 of chapter 8 of the Kansas Statutes~~
10 ~~Annotated, and amendments thereto;~~
11 ~~(iii) any all-terrain vehicle;~~
12 ~~(iv) any work-site utility vehicle;~~
13 ~~(v) any micro utility truck;~~
14 ~~(vi) recreational off-highway vehicle; or~~
15 ~~(vii) any travel trailer which *that* cannot be registered because it is not~~
16 ~~manufactured for the purpose of using the travel trailer on the highways of~~
17 ~~this state and is not provided with the equipment by state statute for travel~~
18 ~~trailers which *that* are used on the highways of this state; or~~
19 ~~(viii) any electric-assisted scooter; and~~
20 ~~(B) "nonhighway vehicle" shall not include an implement of~~
21 ~~husbandry, as defined in K.S.A. 8-126, and amendments thereto.~~
22 ~~(2) "Salvage vehicle" means:~~
23 ~~(A) Any motor vehicle, other than a late model vehicle, which *that* is~~
24 ~~of a type required to be registered in this state, but which *that* cannot be~~
25 ~~registered because it has been wrecked or damaged to the extent that: The~~
26 ~~equipment required by state statute on any such vehicle used on the~~
27 ~~highways of this state is not present or is not in good condition or proper~~
28 ~~adjustment, as prescribed by state statute or any rules and regulations~~
29 ~~adopted pursuant thereto, or such vehicle is in an inoperable condition or a~~
30 ~~condition that would render the operation thereof on the highways of this~~
31 ~~state a hazard to the public safety; and in either event, such vehicle would~~
32 ~~require substantial repairs to rebuild or restore such vehicle to a condition~~
33 ~~which *that* will permit the registration thereof;~~
34 ~~(B) a late model vehicle which *that* is of a type required to be~~
35 ~~registered in this state and which has been wrecked or damaged to the~~
36 ~~extent that the total cost of repair is 75% or more of the fair market value~~
37 ~~of the motor vehicle immediately preceding the time it was wrecked or~~
38 ~~damaged and such condition was not merely exterior cosmetic damage to~~
39 ~~such vehicle as a result of windstorm or hail;~~
40 ~~(C) a motor vehicle, which *that* is of a type required to be registered~~
41 ~~in this state that the insurer determines is a total loss and for which the~~
42 ~~insurer takes title; or~~
43 ~~(D) a travel trailer which *that* is of a type required to be registered in~~

1 this state, but which cannot be registered because it has been wrecked or
2 damaged to the extent that: (i) The equipment required by state statute on
3 any such travel trailer used on the highways of this state is not present or is
4 not in good condition or proper adjustment, as prescribed by state statute
5 or any rules and regulations; or (ii) such travel trailer is in an inoperable
6 condition or a condition that would render the operation on the highways
7 of this state a hazard to the public safety; and in either event, such travel
8 trailer would require substantial repairs to rebuild or restore to a condition
9 which *that* will permit the registration of the travel trailer;

10 (3) ~~"salvage title" means a certificate of title issued by the division~~
11 ~~designating a motor vehicle or travel trailer a salvage vehicle;~~

12 (4) ~~"rebuilt salvage vehicle" means any motor vehicle or travel trailer~~
13 ~~previously issued a salvage title;~~

14 (5) ~~"rebuilt salvage title" means a certificate of title issued by the~~
15 ~~division for a vehicle previously designated a salvage vehicle which *that* is~~
16 ~~now designated a rebuilt salvage vehicle;~~

17 (6) ~~"late model vehicle" means any motor vehicle which has a~~
18 ~~manufacturer's model year designation of or later than the year in which~~
19 ~~*that* the vehicle was wrecked or damaged or any of the six preceding~~
20 ~~years;~~

21 (7) ~~"fair market value" means the retail value of a motor vehicle as:~~

22 (A) ~~Set forth in a current edition of any nationally recognized~~
23 ~~compilation, including an automated database of retail value; or~~

24 (B) ~~determined pursuant to a market survey of comparable vehicles~~
25 ~~with regard to condition and equipment; and~~

26 (8) ~~"cost of repairs" means the estimated or actual retail cost of parts~~
27 ~~needed to repair a vehicle plus the cost of labor computed by using the~~
28 ~~hourly labor rate and time allocations for automobile repairs that are~~
29 ~~customary and reasonable. Retail costs of parts and labor rates may be~~
30 ~~based upon collision estimating manuals or electronic computer estimating~~
31 ~~systems customarily used in the automobile industry. The total cost of~~
32 ~~repairs to rebuild or reconstruct the vehicle shall not include the cost of~~
33 ~~repairing, replacing or reinstalling tires, sound systems, or any sales tax on~~
34 ~~parts or materials to rebuild or reconstruct the vehicle.~~

35 ~~Sec. 6- 5. K.S.A. 2018 Supp. 8-1486 is hereby amended to read as~~
36 ~~follows: 8-1486, K.S.A. 8-1402a, 8-1414a, 8-1439c, 8-1458a, 8-1459a, 8-~~
37 ~~1475a, 8-1487, 8-1488, 8-1489 and 8-1490, and amendments thereto, and~~
38 ~~K.S.A. 2018 Supp. 8-1491, 8-1492, 8-1493, 8-1494, 8-1495, 8-1496 and,~~
39 ~~8-1497 and section 1, and amendments thereto, shall be a part of, and~~
40 ~~supplemental to, the uniform act regulating traffic on highways.~~

41 ~~Sec. 7- 6. K.S.A. 2018 Supp. 8-2118 is hereby amended to read as~~
42 ~~follows: 8-2118.(a) A person charged with a traffic infraction shall, except~~
43 ~~as provided in subsection (b), appear at the place and time specified in the~~

1 notice to appear. If the person enters an appearance, waives right to trial,
 2 pleads guilty or no contest, the fine shall be no greater than that specified
 3 in the uniform fine schedule in subsection (c) and court costs shall be
 4 taxed as provided by law.

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

16 (c) The following uniform fine schedule shall apply uniformly
 17 throughout the state but shall not limit the fine ~~which~~ that may be imposed
 18 following a court appearance, except an appearance made for the purpose
 19 of pleading and payment as permitted by subsection (a). The description of
 20 offense contained in the following uniform fine schedule is for reference
 21 only and is not a legal definition.

<i>Description of Offense</i>	<i>Statute</i>	<i>Fine</i>
22 Refusal to submit to a prelim- 23 inary breath test	8-1012	\$105
24 Unsafe speed for prevailing 25 conditions	8-1557	\$75
26 Exceeding maximum speed 27 limit; or speeding in zone 28 posted by the state depart- 29 ment of transportation; or 30 speeding in locally posted 31 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 mph over the limit; 31 and more mph over the limit, \$195 plus \$15 per mph over 30 mph over the limit;
32 33 34 35 36 37 38 39 40 41 42 43 Disobeying traffic control de-	8-1507	\$75

1	vice		
2	Violating traffic control signal	8-1508	\$75
3	Violating pedestrian control	8-1509	\$45
4	signal		
5	Violating flashing traffic signals	8-1510	\$75
6	Violating lane-control signal	8-1511	\$75
7	Unauthorized sign, signal,	8-1512	\$45
8	marking or device		
9	Driving on left side of roadway	8-1514	\$75
10	Failure to keep right to pass	8-1515	\$75
11	oncoming vehicle		
12	Improper passing; increasing	8-1516	\$75
13	speed when passed		
14	Improper passing on right	8-1517	\$75
15	Passing on left with insuffi-	8-1518	\$75
16	cient clearance		
17	Driving on left side where	8-1519	\$75
18	curve, grade, intersec-		
19	tion railroad crossing, or		
20	obstructed view		
21	Driving on left in no-passing	8-1520	\$75
22	zone		
23	Unlawful passing of stopped	8-1520a	\$75
24	emergency vehicle		
25	Driving wrong direction on	8-1521	\$75
26	one-way road		
27	Improper driving on laned	8-1522	\$75
28	roadway		
29	Following too close	8-1523	\$75
30	Improper crossover on di-	8-1524	\$45
31	vided highway		
32	Failure to yield right-of-way	8-1526	\$75
33	at uncontrolled intersection		
34	Failure to yield to approach-	8-1527	\$75
35	ing vehicle when turning		
36	left		
37	Failure to yield at stop or	8-1528	\$75
38	yield sign		
39	Failure to yield from private	8-1529	\$75
40	road or driveway		
41	Failure to yield to emergency	8-1530	\$195
42	vehicle		
43	Failure to yield to pedestrian	8-1531	\$105

1	or vehicle working on		
2	roadway		
3	Failure to comply with re-	8-1531a	\$45
4	strictions in road con-		
5	struction zone		
6	Disobeying pedestrian traffic	8-1532	\$45
7	control device		
8	Failure to yield to pedestrian	8-1533	\$75
9	in crosswalk; pedestrian		
10	suddenly entering road-		
11	way; passing vehicle		
12	stopped for pedestrian at		
13	crosswalk		
14	Improper pedestrian crossing	8-1534	\$45
15	Failure to exercise due care in	8-1535	\$45
16	regard to pedestrian		
17	Improper pedestrian move-	8-1536	\$45
18	ment in crosswalk		
19	Improper use of roadway by	8-1537	\$45
20	pedestrian		
21	Soliciting ride or business	8-1538	\$45
22	on roadway		
23	Driving through safety zone	8-1539	\$45
24	Failure to yield to pedestrian	8-1540	\$45
25	on sidewalk		
26	Failure of pedestrian to yield	8-1541	\$45
27	to emergency vehicle		
28	Failure to yield to blind pe-	8-1542	\$45
29	destrian		
30	Pedestrian disobeying bridge	8-1544	\$45
31	or railroad signal		
32	Improper turn or approach	8-1545	\$75
33	Improper "U" turn	8-1546	\$75
34	Unsafe starting of stopped	8-1547	\$45
35	vehicle		
36	Unsafe turning or stopping,	8-1548	\$75
37	failure to give proper sig-		
38	nal; using turn signal un-		
39	lawfully		
40	Improper method of giving	8-1549	\$45
41	notice of intention to turn		
42	Improper hand signal	8-1550	\$45
43	Failure to stop or obey	8-1551	\$195

1	road crossing signal		
2	Failure to stop at railroad	8-1552	\$135
3	crossing stop sign		
4	Certain hazardous vehicles	8-1553	\$195
5	failure to stop at railroad		
6	crossing		
7	Improper moving of heavy	8-1554	\$75
8	equipment at railroad		
9	crossing		
10	Vehicle emerging from alley,	8-1555	\$75
11	private roadway, building		
12	or driveway		
13	Improper passing of school	8-1556	\$315
14	bus; improper use of		
15	school bus signals		
16	Improper passing of church	8-1556a	\$195
17	or day-care bus; improper		
18	use of signals		
19	Impeding normal traffic	8-1561	\$45
20	by slow speed		
21	Speeding on motor-driven	8-1562	\$75
22	cycle		
23	Speeding in certain vehicles	8-1563	\$45
24	or on posted bridge		
25	Improper stopping, standing	8-1569	\$45
26	or parking on roadway		
27	Parking, standing or stopping	8-1571	\$45
28	in prohibited area		
29	Improper parking	8-1572	\$45
30	Unattended vehicle	8-1573	\$45
31	Improper backing	8-1574	\$45
32	Driving on sidewalk	8-1575	\$45
33	Driving with view or driving	8-1576	\$45
34	mechanism obstructed		
35	Unsafe opening of vehicle	8-1577	\$45
36	door		
37	Riding in house trailer	8-1578	\$45
38	Unlawful riding on vehicle	8-1578a	\$75
39	Improper driving in defiles,	8-1579	\$45
40	canyons, or on grades		
41	Coasting	8-1580	\$45
42	Following fire apparatus too	8-1581	\$75
43	closely		

1	Driving over fire hose	8-1582	\$45
2	Putting glass, etc., on high-	8-1583	\$105
3	way		
4	Driving into intersection,	8-1584	\$45
5	crosswalk, or crossing		
6	without sufficient space		
7	on other side		
8	Improper operation of snow-	8-1585	\$45
9	mobile on highway		
10	Parental responsibility of	8-1586	\$45
11	child riding bicycle		
12	Not riding on bicycle seat;	8-1588	\$45
13	too many persons on		
14	bicycle		
15	Clinging to other vehicle	8-1589	\$45
16	Improper riding of bicycle on	8-1590	\$45
17	roadway		
18	Carrying articles on bicycle;	8-1591	\$45
19	one hand on handlebars		
20	Improper bicycle lamps,	8-1592	\$45
21	brakes or reflectors		
22	Improper operation of mo-	8-1594	\$45
23	torcycle; seats; passen-		
24	gers, bundles		
25	Improper operation of motor	8-1595	\$75
26	cycle on laned roadway		
27	Motorcycle clinging to other	8-1596	\$45
28	vehicle		
29	Improper motorcycle handle-	8-1597	\$75
30	bars or passenger		
31	equipment		
32	Motorcycle helmet and eye-	8-1598	\$45
33	protection requirements		
34	Unlawful operation of all-ter-	8-15,100	\$75
35	rain vehicle		
36	Unlawful operation of	8-15,101	\$75
37	low-speed vehicle		
38	Littering	8-15,102	\$115
39	Disobeying school crossing	8-15,103	\$75
40	guard		
41	Unlawful operation of micro	8-15,106	\$75
42	utility truck		
43	Failure to remove vehicles in	8-15,107	\$75

1	accidents		
2	Unlawful operation of golf	8-15,108	\$75
3	cart		
4	Unlawful operation of work-	8-15,109	\$75
5	site utility vehicle		
6	Unlawful display of license	8-15,110	\$60
7	plate		
8	Unlawful text messaging	8-15,111	\$60
9	Unlawful passing of a waste	8-15,112	\$45
10	collection vehicle		
11	<i>Unlawful operation of electric-</i>	<i>section 2</i>	\$75 \$45
12	<i>assisted scooter</i>		
13	Equipment offenses that are	8-1701	\$75
14	not misdemeanors		
15	Driving without lights when	8-1703	\$45
16	needed		
17	Defective headlamps	8-1705	\$45
18	Defective tail lamps	8-1706	\$45
19	Defective reflector	8-1707	\$45
20	Improper stop lamp or turn	8-1708	\$45
21	signal		
22	Improper lighting equipment	8-1710	\$45
23	on certain vehicles		
24	Improper lamp color on cer-	8-1711	\$45
25	tain vehicles		
26	Improper mounting of re-	8-1712	\$45
27	flectors and lamps on cer-		
28	tain vehicles		
29	Improper visibility of reflec-	8-1713	\$45
30	tors and lamps on certain		
31	vehicles		
32	No lamp or flag on projecting	8-1715	\$75
33	load		
34	Improper lamps on parked	8-1716	\$45
35	vehicle		
36	Improper lights, lamps, re-	8-1717	\$45
37	flectors and emblems on		
38	farm tractors or slow-		
39	moving vehicles		
40	Improper lamps and equip-	8-1718	\$45
41	ment on implements of		
42	husbandry, road machin-		
43	ery or animal-drawn ve-		

1	hicles		
2	Unlawful use of spot, fog, or	8-1719	\$45
3	auxiliary lamp		
4	Improper lamps or lights on	8-1720	\$45
5	emergency vehicle		
6	Improper stop or turn signal	8-1721	\$45
7	Improper vehicular hazard	8-1722	\$45
8	warning lamp		
9	Unauthorized additional	8-1723	\$45
10	lighting equipment		
11	Improper multiple-beam lights	8-1724	\$45
12	Failure to dim headlights	8-1725	\$75
13	Improper single-beam head-	8-1726	\$45
14	lights		
15	Improper speed with alter-	8-1727	\$45
16	nate lighting		
17	Improper number of driving	8-1728	\$45
18	lamps		
19	Unauthorized lights and sig-	8-1729	\$45
20	nals		
21	Improper school bus lighting	8-1730	\$45
22	equipment and warning		
23	devices		
24	Unauthorized lights and de-	8-1730a	\$45
25	vices on church or day-		
26	care bus		
27	Improper lights on highway	8-1731	\$45
28	construction or maintenance		
29	vehicles		
30	Defective brakes	8-1734	\$45
31	Defective or improper use of	8-1738	\$45
32	horn or warning device		
33	Defective muffler	8-1739	\$45
34	Defective mirror	8-1740	\$45
35	Defective wipers; obstructed	8-1741	\$45
36	windshield or windows		
37	Improper tires	8-1742	\$45
38	Improper flares or warning	8-1744	\$45
39	devices		
40	Improper use of vehicular	8-1745	\$45
41	hazard warning lamps		
42	and devices		
43	Improper air-conditioning	8-1747	\$45

1	equipment		
2	Improper safety belt or	8-1749	\$45
3	shoulder harness		
4	Improper wide-based single	8-1742b	\$75
5	tires		
6	Improper compression re-	8-1761	\$75
7	lease engine braking sys-		
8	tem		
9	Defective motorcycle head-	8-1801	\$45
10	lamp		
11	Defective motorcycle tail	8-1802	\$45
12	lamp		
13	Defective motorcycle reflec-	8-1803	\$45
14	tor		
15	Defective motorcycle stop	8-1804	\$45
16	lamps and turn signals		
17	Defective multiple-beam	8-1805	\$45
18	lighting		
19	Improper road-lighting equip-	8-1806	\$45
20	ment on motor-driven cy-		
21	cles		
22	Defective motorcycle or mo-	8-1807	\$45
23	tor-driven cycle brakes		
24	Improper performance abil-	8-1808	\$45
25	ity of brakes		
26	Operating motorcycle with	8-1809	\$45
27	disapproved braking sys-		
28	tem		
29	Defective horn, muffler, mir-	8-1810	\$45
30	rors or tires		
31	Unlawful statehouse parking	75-4510a	\$30
32	Exceeding gross weight of	8-1909	Pounds Overweight
33	vehicle or combination		up to 1000.....\$40
34			1001 to 2000.....3¢
35			per pound
36			2001 to 5000.....5¢
37			per pound
38			5001 to 7500.....7¢
39			per pound
40			7501 and over.....10¢
41			per pound
42	Exceeding gross weight on	8-1908	Pounds Overweight
43	any axle or tandem,		up to 1000.....\$40

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

26 (d) Traffic offenses classified as traffic infractions by this section
 27 shall be classified as ordinance traffic infractions by those cities adopting
 28 ordinances prohibiting the same offenses. A schedule of fines for all
 29 ordinance traffic infractions shall be established by the municipal judge in
 30 the manner prescribed by K.S.A. 12-4305, and amendments thereto. Such
 31 fines may vary from those contained in the uniform fine schedule
 32 contained in subsection (c).

33 (e) Fines listed in the uniform fine schedule contained in subsection
 34 (c) shall be doubled if a person is convicted of a traffic infraction, which is
 35 defined as a moving violation in accordance with rules and regulations
 36 adopted pursuant to K.S.A. 8-249, and amendments thereto, committed
 37 within any road construction zone as defined in K.S.A. 8-1458a, and
 38 amendments thereto.

39 (f) For a second violation of K.S.A. 8-1908 or 8-1909, and
 40 amendments thereto, within two years after a prior conviction of K.S.A. 8-
 41 1908 or 8-1909, and amendments thereto, such person, upon conviction
 42 shall be fined 1½ times the applicable amount from one, but not both, of
 43 the schedules listed in the uniform fine schedule contained in subsection

1 (c). For a third violation of K.S.A. 8-1908 or 8-1909, and amendments
2 thereto, within two years, after two prior convictions of K.S.A. 8-1908 or
3 8-1909, and amendments thereto, such person, upon conviction shall be
4 fined two times the applicable amount from one, but not both, of the
5 schedules listed in the uniform fine schedule contained in subsection (c).
6 For a fourth and each succeeding violation of K.S.A. 8-1908 or 8-1909,
7 and amendments thereto, within two years after three prior convictions of
8 K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon
9 conviction shall be fined 2½ times the applicable amount from one, but not
10 both, of the schedules listed in the uniform fine schedule contained in
11 subsection (c).

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

16 (h) For a second violation of K.S.A. 8-1556, and amendments thereto,
17 within five years after a prior conviction of K.S.A. 8-1556, and
18 amendments thereto, such person, upon conviction, shall be fined \$750 for
19 the second violation. For a third and each succeeding violation of K.S.A.
20 8-1556, and amendments thereto, within five years after two prior
21 convictions of K.S.A. 8-1556, and amendments thereto, such person, upon
22 conviction, shall be fined \$1,000 for the third and each succeeding
23 violation.

24 ~~Sec.-8. 7.~~ K.S.A. 2018 Supp. 8-126, 8-128, ~~8-197~~, 8-1486 and 8-2118
25 are hereby repealed.

26 ~~Sec.-9. 8.~~ This act shall take effect and be in force from and after its
27 publication in the statute book.