

8-2118. Uniform fine schedule for traffic infraction violations; payment by mail with plea, when; full payment required; ordinance traffic infractions; doubling of fine in road construction zone and school zone. (a) A person charged with a traffic infraction shall, except as provided in subsection (b), appear at the place and time specified in the notice to appear. If the person enters an appearance, waives right to trial, pleads guilty or no contest, the fine shall be no greater than that specified in the uniform fine schedule in subsection (c) and court costs shall be taxed as provided by law.

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

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

Description of Offense Statute Fine

Refusal to submit to a preliminary breath test	8-1012	\$105
Unsafe speed for prevailing conditions	8-1557	\$75
Exceeding maximum speed limit; or speeding in zone posted by the state department of transportation; or speeding in locally posted zone	8-1558	1-10 mph over the limit, \$45
	8-1560	11-20 mph over the limit, \$45 plus \$6
	8-1560a	limit, \$45 plus \$6
	8-1560b	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;
Disobeying traffic control device	8-1507	\$75
Violating traffic control signal	8-1508	\$75
Violating pedestrian control signal	8-1509	\$45
Violating flashing traffic signals	8-1510	\$75
Violating lane-control signal	8-1511	\$75
Unauthorized sign, marking or device	8-1512	\$45
Driving on left side of roadway	8-1514	\$75
Failure to keep right to pass oncoming vehicle	8-1515	\$75
Improper passing; increasing speed when passed	8-1516	\$75
Improper passing on right	8-1517	\$75
Passing on left with insufficient clearance	8-1518	\$75
Driving on left side where curve, grade, intersection railroad crossing, or obstructed view	8-1519	\$75
Driving on left in no-passing zone	8-1520	\$75
Unlawful passing of stopped emergency vehicle	8-1520a	\$75
Driving wrong direction on one-way road	8-1521	\$75
Improper driving on laned roadway	8-1522	\$75
Following too close	8-1523	\$75
Improper crossover on divided highway	8-1524	\$45
Failure to yield right-of-way at uncontrolled intersection	8-1526	\$75
Failure to yield to approaching vehicle when turning left	8-1527	\$75
Failure to yield at stop or yield sign	8-1528	\$75
Failure to yield from private road or driveway	8-1529	\$75
Failure to yield to emergency vehicle	8-1530	\$195
Failure to yield to pedestrian or vehicle working on roadway	8-1531	\$105
Failure to comply with restrictions in road construction zone	8-1531a	\$45
Disobeying pedestrian traffic control device	8-1532	\$45
Failure to yield to pedestrian in crosswalk; pedestrian suddenly entering roadway; passing vehicle stopped for pedestrian at crosswalk	8-1533	\$75
Improper pedestrian crossing	8-1534	\$45
Failure to exercise due care in regard to pedestrian	8-1535	\$45
Improper pedestrian movement in crosswalk	8-1536	\$45
Improper use of roadway by pedestrian	8-1537	\$45
Soliciting ride or business on roadway	8-1538	\$45
Driving through safety zone	8-1539	\$45
Failure to yield to pedestrian on sidewalk	8-1540	\$45
Failure of pedestrian to yield to emergency vehicle	8-1541	\$45
Failure to yield to blind pedestrian	8-1542	\$45
Pedestrian disobeying bridge or railroad signal	8-1544	\$45

Improper turn or approach 8-1545 \$75
 Improper "U" turn 8-1546 \$75
 Unsafe starting of stopped vehicle 8-1547 \$45
 Unsafe turning or stopping, failure to give proper signal; using turn signal unlawfully 8-1548 \$75
 Improper method of giving notice of intention to turn 8-1549 \$45
 Improper hand signal 8-1550 \$45
 Failure to stop or obey road crossing signal 8-1551 \$195
 Failure to stop at railroad crossing stop sign 8-1552 \$135
 Certain hazardous vehicles failure to stop at railroad crossing 8-1553 \$195
 Improper moving of heavy equipment at railroad crossing 8-1554 \$75
 Vehicle emerging from alley, private roadway, building or driveway 8-1555 \$75
 Improper passing of school bus; improper use of school bus signals 8-1556 \$315
 Improper passing of church or day-care bus; improper use of signals 8-1556a \$195
 Impeding normal traffic by slow speed 8-1561 \$45
 Speeding on motor-driven cycle 8-1562 \$75
 Speeding in certain vehicles or on posted bridge 8-1563 \$45
 Improper stopping, standing or parking on roadway 8-1569 \$45
 Parking, standing or stopping in prohibited area 8-1571 \$45
 Improper parking 8-1572 \$45
 Unattended vehicle 8-1573 \$45
 Improper backing 8-1574 \$45
 Driving on sidewalk 8-1575 \$45
 Driving with view or driving mechanism obstructed 8-1576 \$45
 Unsafe opening of vehicle door 8-1577 \$45
 Riding in house trailer 8-1578 \$45
 Unlawful riding on vehicle 8-1578a \$75
 Improper driving in defiles, canyons, or on grades 8-1579 \$45
 Coasting 8-1580 \$45
 Following fire apparatus too closely 8-1581 \$75
 Driving over fire hose 8-1582 \$45
 Putting glass, etc., on highway 8-1583 \$105
 Driving into intersection, crosswalk, or crossing without sufficient space on other side 8-1584 \$45
 Improper operation of snowmobile on highway 8-1585 \$45
 Parental responsibility of child riding bicycle 8-1586 \$45
 Not riding on bicycle seat; too many persons on bicycle 8-1588 \$45
 Clinging to other vehicle 8-1589 \$45
 Improper riding of bicycle on roadway 8-1590 \$45
 Carrying articles on bicycle; one hand on handlebars 8-1591 \$45
 Improper bicycle lamps, brakes or reflectors 8-1592 \$45
 Improper operation of motorcycle; seats; passengers, bundles 8-1594 \$45
 Improper operation of motorcycle on laned roadway 8-1595 \$75
 Motorcycle clinging to other vehicle 8-1596 \$45
 Improper motorcycle handlebars or passenger equipment 8-1597 \$75
 Motorcycle helmet and eye-protection requirements 8-1598 \$45
 Unlawful operation of all-terrain vehicle 8-15,100 \$75
 Unlawful operation of low-speed vehicle 8-15,101 \$75
 Littering 8-15,102 \$115
 Disobeying school crossing guard 8-15,103 \$75
 Unlawful operation of micro utility truck 8-15,106 \$75
 Failure to remove vehicles in accidents 8-15,107 \$75
 Unlawful operation of golf cart 8-15,108 \$75
 Unlawful operation of work-site utility vehicle 8-15,109 \$75
 Unlawful display of license plate 8-15,110 \$60
 Unlawful text messaging 8-15,111 \$60
 Equipment offenses that are not misdemeanors 8-1701 \$75
 Driving without lights when needed 8-1703 \$45
 Defective headlamps 8-1705 \$45
 Defective tail lamps 8-1706 \$45
 Defective reflector 8-1707 \$45
 Improper stop lamp or turn signal 8-1708 \$45
 Improper lighting equipment on certain vehicles 8-1710 \$45
 Improper lamp color on certain vehicles 8-1711 \$45

Improper mounting of re- 8-1712 \$45
 flectors and lamps on cer-
 Improper visibility of reflec- 8-1713 \$45
 tors and lamps on certain
 vehicles
 No lamp or flag on projecting 8-1715 \$75
 load
 Improper lamps on parked 8-1716 \$45
 vehicle
 Improper lights, lamps, re- 8-1717 \$45
 flectors and emblems on farm tractors or slow-
 moving vehicles
 Improper lamps and equip- 8-1718 \$45
 ment on implements of husbandry, road machin-
 ery or animal-drawn ve-
 hicles
 Unlawful use of spot, fog, or 8-1719 \$45
 auxiliary lamp
 Improper lamps or lights on 8-1720 \$45
 emergency vehicle
 Improper stop or turn signal 8-1721 \$45
 Improper vehicular hazard 8-1722 \$45
 warning lamp
 Unauthorized additional 8-1723 \$45
 lighting equipment
 Improper multiple-beam lights 8-1724 \$45
 Failure to dim headlights 8-1725 \$75
 Improper single-beam head- 8-1726 \$45
 lights
 Improper speed with alter- 8-1727 \$45
 nate lighting
 Improper number of driving 8-1728 \$45
 lamps
 Unauthorized lights and sig- 8-1729 \$45
 nals
 Improper school bus lighting 8-1730 \$45
 equipment and warning
 devices
 Unauthorized lights and de- 8-1730a \$45
 vices on church or day-
 care bus
 Improper lights on highway 8-1731 \$45
 construction or maintenance
 vehicles
 Defective brakes 8-1734 \$45
 Defective or improper use of 8-1738 \$45
 horn or warning device
 Defective muffler 8-1739 \$45
 Defective mirror 8-1740 \$45
 Defective wipers; obstructed 8-1741 \$45
 windshield or windows
 Improper tires 8-1742 \$45
 Improper flares or warning 8-1744 \$45
 devices
 Improper use of vehicular 8-1745 \$45
 hazard warning lamps
 and devices
 Improper air-conditioning 8-1747 \$45
 equipment
 Improper safety belt or 8-1749 \$45
 shoulder harness
 Improper wide-based single 8-1742b \$75
 tires
 Improper compression re- 8-1761 \$75
 lease engine braking sys-
 tem
 Defective motorcycle head- 8-1801 \$45
 lamp
 Defective motorcycle tail 8-1802 \$45
 lamp
 Defective motorcycle reflec- 8-1803 \$45
 tor
 Defective motorcycle stop 8-1804 \$45
 lamps and turn signals
 Defective multiple-beam 8-1805 \$45
 lighting
 Improper road-lighting equip- 8-1806 \$45
 ment on motor-driven cy-
 cles
 Defective motorcycle or mo- 8-1807 \$45
 tor-driven cycle brakes
 Improper performance abil- 8-1808 \$45
 ity of brakes
 Operating motorcycle with 8-1809 \$45
 disapproved braking sys-
 tem
 Defective horn, muffler, mir- 8-1810 \$45
 rors or tires
 Unlawful statehouse parking 75-4510a \$30
 Exceeding gross weight of 8-1909 Pounds Overweight
 vehicle or combination
 up to 1000 \$40
 1001 to 2000 3¢
 per pound
 2001 to 5000 5¢
 per pound
 5001 to 7500 7¢
 per pound
 7501 and over 10¢
 per pound
 Exceeding gross weight on 8-1908 Pounds Overweight
 any axle or tandem,
 up to 1000 \$40
 triple or quad axles
 1001 to 2000 3¢
 per pound
 2001 to 5000 5¢
 per pound
 5001 to 7500 7¢
 per pound
 7501 and over 10¢
 per pound
 Failure to obtain proper re- 66-1324 \$287
 gistration, clearance or
 to have current cer-
 tification
 Insufficient liability insur- 66-1,128 \$137
 ance for motor carriers
 or 66-1314
 Failure to obtain interstate 79-34,122 \$137
 motor fuel tax author-
 ization
 No authority as private or 66-1,111 \$137
 common carrier
 Violation of motor carrier 66-1,129 \$115
 safety rules and regula-
 tions, except for viola-
 tions specified in sub-
 section (b)(2) of K.S.A. 66-1,130, and amend-
 ments thereto

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

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

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

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

History: L. 1984, ch. 39, § 1; L. 1986, ch. 40, § 6; L. 1986, ch. 84, § 2; L. 1986, ch. 41, § 2; L. 1987, ch. 48, § 4; L. 1992, ch. 317, § 6; L. 1993, ch. 125, § 2; L. 1994, ch. 220, § 10; L. 1995, ch. 42, § 1; L. 1996, ch. 15, § 9; L. 1996, ch. 220, § 8; L. 1997, ch. 133, § 5; L. 2000, ch. 179, § 24; L. 2001, ch. 184, § 1; L. 2004, ch. 114, § 5; L. 2004, ch. 163, § 2; L. 2006, ch. 133, § 3; L. 2007, ch. 140, § 9; L. 2008, ch. 167, § 8; L. 2009, ch. 6, § 4; L. 2009, ch. 119, § 8; L. 2010, ch. 145, § 1; L. 2011, ch. 91, § 4; July 1.

Revisor's Note:

Section was amended twice in the 2006 session, see also 8-2118a.

Section was amended twice in the 2010 session, see also 8-2118b.