

2020 Kansas Statutes

8-2118c. 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; escalating fines for unlawful passing of a school bus. [See Revisor's Note]

(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 that 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 | |
| | 8-1560a | 11-20 mph over the 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, signal, 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 | 8-1516 | \$75 |

speed when passed
 Improper passing on right 8-1517 \$75
 Passing on left with insuffi- 8-1518 \$75
 cient clearance
 Driving on left side where 8-1519 \$75
 curve, grade, intersec- tion railroad crossing,or obstructed view
 Driving on left in no-passing 8-1520 \$75
 zone
 Unlawful passing of stopped 8-1520a \$75
 emergency vehicle
 Driving wrong direction on 8-1521 \$75
 one-way road
 Improper driving on laned 8-1522 \$75
 roadway
 Following too close 8-1523 \$75
 Improper crossover on di- 8-1524 \$45
 vided highway
 Failure to yield right-of-way 8-1526 \$75
 at uncontrolled intersection
 Failure to yield to approach- 8-1527 \$75
 ing vehicle when turning left
 Failure to yield at stop or 8-1528 \$75
 yield sign
 Failure to yield from private 8-1529 \$75
 road or driveway
 Failure to yield to emergency 8-1530 \$195
 vehicle
 Failure to yield to pedestrian 8-1531 \$105
 or vehicle working on roadway
 Failure to comply with re- 8-1531a \$45
 strictions in road con- struction zone
 Disobeying pedestrian traffic 8-1532 \$45
 control device
 Failure to yield to pedestrian 8-1533 \$75
 in crosswalk; pedestrian suddenly entering road- way; passing vehicle stopped for
 pedestrian at crosswalk
 Improper pedestrian crossing 8-1534 \$45
 Failure to exercise due care in 8-1535 \$45
 regard to pedestrian
 Improper pedestrian move- 8-1536 \$45
 ment in crosswalk
 Improper use of roadway by 8-1537 \$45
 pedestrian
 Soliciting ride or business 8-1538 \$45
 on roadway
 Driving through safety zone 8-1539 \$45
 Failure to yield to pedestrian 8-1540 \$45
 on sidewalk
 Failure of pedestrian to yield 8-1541 \$45
 to emergency vehicle
 Failure to yield to blind pe- 8-1542 \$45
 destrian
 Pedestrian disobeying bridge 8-1544 \$45
 or railroad signal
 Improper turn or approach 8-1545 \$75
 Improper "U" turn 8-1546 \$75
 Unsafe starting of stopped 8-1547 \$45
 vehicle
 Unsafe turning or stopping, 8-1548 \$75
 failure to give proper sig-

nal; using turn signal un- lawfully
 Improper method of giving 8-1549 \$45
 notice of intention to turn
 Improper hand signal 8-1550 \$45
 Failure to stop or obey 8-1551 \$195
 road crossing signal
 Failure to stop at railroad 8-1552 \$135
 crossing stop sign
 Certain hazardous vehicles 8-1553 \$195
 failure to stop at railroad crossing
 Improper moving of heavy 8-1554 \$75
 equipment at railroad crossing
 Vehicle emerging from alley, 8-1555 \$75
 private roadway, building or driveway
 Improper passing of school 8-1556 \$315
 bus; improper use of school bus signals
 Improper passing of church 8-1556a \$195
 or day-care bus; improper use of signals
 Impeding normal traffic 8-1561 \$45
 by slow speed
 Speeding on motor-driven 8-1562 \$75
 cycle
 Speeding in certain vehicles 8-1563 \$45
 or on posted bridge
 Improper stopping, standing 8-1569 \$45
 or parking on roadway
 Parking, standing or stopping 8-1571 \$45
 in prohibited area
 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 8-1576 \$45
 mechanism obstructed
 Unsafe opening of vehicle 8-1577 \$45
 door
 Riding in house trailer 8-1578 \$45
 Unlawful riding on vehicle 8-1578a \$75
 Improper driving in defiles, 8-1579 \$45
 canyons, or on grades
 Coasting 8-1580 \$45
 Following fire apparatus too 8-1581 \$75
 closely
 Driving over fire hose 8-1582 \$45
 Putting glass, etc., on high- 8-1583 \$105
 way
 Driving into intersection, 8-1584 \$45
 crosswalk, or crossing without sufficient space on other side
 Improper operation of snow- 8-1585 \$45
 mobile on highway
 Parental responsibility of 8-1586 \$45
 child riding bicycle
 Not riding on bicycle seat; 8-1588 \$45
 too many persons on bicycle
 Clinging to other vehicle 8-1589 \$45
 Improper riding of bicycle on 8-1590 \$45
 roadway
 Carrying articles on bicycle; 8-1591 \$45
 one hand on handlebars
 Improper bicycle lamps, 8-1592 \$45

brakes or reflectors

Improper operation of motor- 8-1594 \$45
 cycle; seats; passengers, bundles

Improper operation of motor 8-1595 \$75
 cycle on laned roadway

Motorcycle clinging to other 8-1596 \$45
 vehicle

Improper motorcycle handle- 8-1597 \$75
 bars or passenger equipment

Motorcycle helmet and eye- 8-1598 \$45
 protection requirements

Unlawful operation of all-ter- 8-15,100 \$75
 rain vehicle

Unlawful operation of 8-15,101 \$75
 low-speed vehicle

Littering 8-15,102 \$115

Disobeying school crossing 8-15,103 \$75
 guard

Unlawful operation of micro 8-15,106 \$75
 utility truck

Failure to remove vehicles in 8-15,107 \$75
 accidents

Unlawful operation of golf 8-15,108 \$75
 cart

Unlawful operation of work- 8-15,109 \$75
 site utility vehicle

Unlawful display of license 8-15,110 \$60
 plate

Unlawful text messaging 8-15,111 \$60

Unlawful passing of a waste 8-15,112 \$45
 collection vehicle

Unlawful operation of electric- 8-15,113 \$45
 assisted scooter

Equipment offenses that are 8-1701 \$75
 not misdemeanors

Driving without lights when 8-1703 \$45
 needed

Defective headlamps 8-1705 \$45

Defective tail lamps 8-1706 \$45

Defective reflector 8-1707 \$45

Improper stop lamp or turn 8-1708 \$45
 signal

Improper lighting equipment 8-1710 \$45
 on certain vehicles

Improper lamp color on cer- 8-1711 \$45
 tain vehicles

Improper mounting of re- 8-1712 \$45
 flectors and lamps on cer- tain vehicles

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 system

Defective horn, muffler, mirrors or tires 8-1810 \$45

Unlawful statehouse parking 75-4510a \$30

Exceeding gross weight of vehicle or combination 8-1909 Pounds Overweight

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 any axle or tandem, triple or quad axles 8-1908 Pounds Overweight

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

Failure to obtain proper registration, clearance or to have current certification 66-1324 \$287

Insufficient liability insurance for motor carriers 66-1,128 \$137

or 66-1314

Failure to obtain interstate motor fuel tax authorization 79-34,122 \$137

No authority as private or common carrier 66-1,111 \$137

Violation of motor carrier safety rules and regulations, except for violations specified in K.S.A. 66-1,130(b) 66-1,129 \$115

(2), and amendments 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 1½ 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 2½ 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 K.S.A. 8-1560(a)(4), and amendments thereto.

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

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; L. 2018, ch. 72, § 2; L. 2019, ch. 61, § 12; July 1.

Section was amended twice in the 2019 session, see also 8-2118.