SESSION OF 2026

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2606

As Amended by Senate Committee on Transportation

Brief*

HB 2606, as amended, would clarify the definition of "conviction" in the Kansas Uniform Commercial Driver's License Act and align it with the definition in federal law establishing standards for commercial driver's licenses.

The bill also would make technical amendments.

The bill would be in effect upon publication in the *Kansas Register.*

[*Note:* In an unpublished opinion dated January 2, 2026, in *Vogt v. Kansas Department of Revenue*, the Kansas Court of Appeals found that a diversion agreement did not satisfy the definition of "conviction" in Kansas law as current law requires "both 'an unvacated adjudication of guilt, or a determination that a person has violated or failed to comply with the law' *and* {emphasis in the opinion} one of the events enumerated in the remainder of the definition." The federal definition, in 49 CFR 383.5, does not include that "and."]

Background

The bill was introduced by the House Committee on Transportation at the request of a representative of the Kansas Department of Revenue (KDOR).

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*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at https://klrd.gov/

House Committee on Transportation

In the House Committee hearing, an attorney with KDOR and a representative of the Kansas Department of Transportation (KDOT) provided **proponent** testimony. The KDOR attorney noted that the Kansas Court of Appeals had determined in a recent opinion that, because of the inclusion of "and" in the Kansas statutory definition, the Kansas definition was not equivalent to the federal definition, which includes non-judicial DUI resolution such as diversion. The KDOT representative stated not making this change would put the State at risk for losing a percentage of annual funding from the National Highway Performance Program and Surface Transportation Block Grant Program and possible decertification of the state's commercial driver's license program.

No other testimony was provided.

Senate Committee on Transportation

In the Senate Committee hearing, representatives of KDOT and KDOR provided **proponent** testimony substantially similar to that presented to the House Committee.

No other testimony was provided.

The Senate Committee amended the bill to change its effective date to be upon publication in the *Kansas Register*.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, as introduced, KDOR and the Office of Judicial Administration indicate enactment of the bill would have no fiscal effect on the agency or the courts.

Commercial driver’s license; conviction; driving under the influence