

HOUSE BILL No. 2089

By Representative Bethell
(By request)

1-20

10 AN ACT relating to drivers' licenses; concerning the issuance of hardship
11 licenses.

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

14 Section 1. (a) (1) Notwithstanding any other provision of law, upon
15 the submission of an application to the director of the division of vehicles,
16 a hardship license may be issued by the director to any person whose
17 driving privileges have been suspended or revoked in accordance with
18 the provisions of this section. A hardship license shall be issued only for
19 the period of time remaining after the initial 30 days of the suspension
20 or revocation have expired, except that if a person's driving privileges have
21 been suspended or revoked under subsection (a), paragraphs (2) or (3)
22 of subsection (b) or subsection (c) of K.S.A. 8-1014, and amendments
23 thereto, such hardship license shall be issued only for the period of time
24 remaining after the initial 180 days of the suspension or revocation have
25 expired.

26 (b) A hardship license shall allow the person to drive to and from the
27 person's home and specified places at specified times which can be ver-
28 ified by the division and which are required by the person's full-time or
29 part-time employment, continuing health care or the continuing health
30 care of another who is dependent upon the person, continuing education
31 while enrolled in an educational institution on a part-time or full-time
32 basis and while pursuing a course of study leading to a diploma, degree
33 or other certification of successful educational completion, substance
34 abuse treatment and court-ordered community service responsibilities.

35 (c) A hardship license shall not be issued to any person whose driving
36 privileges have been suspended or revoked for a violation of K.S.A. 8-
37 1002, 8-1567 or 8-1567a, and amendments thereto, and which violation
38 involved a death or serious personal injury to a person other than the
39 driver whose driving privileges were suspended or revoked.

40 (d) The provisions of this section shall not apply to any person issued
41 a commercial drivers' license under K.S.A. 8-2,125, *et seq.*, and amend-
42 ments thereto.

43 (e) (1) No person who is issued a hardship license shall operate a

1 motor vehicle at any time, place or for any purpose other than those
2 authorized on such license.

3 (2) Any person who violates the provisions of paragraph (1) shall be
4 guilty of a class A misdemeanor and the hardship license shall be revoked.

5 (f) The director shall issue to any person issued a hardship license, a
6 decal to be placed on the rear window of any vehicle operated by such
7 person. Such decal shall indicate that the vehicle is being operated by a
8 person holding a hardship license issued under this section. The willful
9 failure to display such decal shall be a class B misdemeanor and shall be
10 grounds for revocation of the hardship license.

11 (g) A nonrefundable fee of \$200 shall accompany any application sub-
12 mitted pursuant to this section. Such fee shall be in addition to any other
13 fee imposed by law for the issuance of a driver's license.

14 Sec. 2. This act shall take effect and be in force from and after its
15 publication in the statute book.