

HOUSE BILL No. 2313

By Committee on Corrections and Juvenile Justice

2-7

9 AN ACT concerning crimes, punishment and criminal procedure; relat-
10 ing to restriction of driving privileges and ignition interlock devices;
11 amending K.S.A. 8-1015 and repealing the existing section.
12

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

14 Section 1. K.S.A. 8-1015 is hereby amended to read as follows: 8-
15 1015. (a) When subsection (b)(1) of K.S.A. 8-1014, and amendments
16 thereto, requires or authorizes the division to place restrictions on a per-
17 son's driving privileges, the division shall restrict the person's driving priv-
18 ileges to driving only under the circumstances provided by subsections
19 (a)(1), (2), (3) and (4) of K.S.A. 8-292 and amendments thereto.

20 (b) In lieu of the restrictions set out in subsection (a), the division,
21 upon request of the person whose driving privileges are to be restricted,
22 may restrict the person's driving privileges to driving only a motor vehicle
23 equipped with an ignition interlock device, approved by the division and
24 obtained, installed and maintained at the person's expense *upon receipt*
25 *of proof of installation of the device by the division.*

26 (c) When a person has completed the one-year suspension pursuant
27 to subsection (b)(2) of K.S.A. 8-1014, and amendments thereto, the di-
28 vision shall restrict the person's driving privileges for one year to driving
29 only a motor vehicle equipped with an ignition interlock device, approved
30 by the division and maintained at the person's expense *upon receipt of*
31 *proof of installation of the device by the division. In the event that proof*
32 *of installation is not received by the division, suspension pursuant to sub-*
33 *section (b)(2) of K.S.A. 8-1014, and amendments thereto, shall be extended*
34 *for one year or until proof of installation of the device is received by the*
35 *division, whichever occurs sooner.*

36 (d) Upon expiration of the period of time for which restrictions are
37 imposed pursuant to this section, the licensee may apply to the division
38 for the return of any license previously surrendered by the licensee. If
39 the license has expired, the person may apply to the division for a new
40 license, which shall be issued by the division upon payment of the proper
41 fee and satisfaction of the other conditions established by law, unless the
42 person's driving privileges have been suspended or revoked prior to
43 expiration.

- 1 Sec. 2. K.S.A. 8-1015 is hereby repealed.
- 2 Sec. 3. This act shall take effect and be in force from and after its
- 3 publication in the statute book.