

[As Amended by Senate Committee of the Whole]

As Amended by Senate Committee

Session of 2010

SENATE BILL No. 351

By Committee on Ways and Means

1-11

12 AN ACT relating to crimes and punishment *[regulating traffic]*; pro-
13 hibiting text messaging while operating a moving motor vehicle[;
14 **amending K.S.A. 2009 Supp. 8-2118 and repealing the existing**
15 **section]**; amending K.S.A. 21-3404 and repealing the existing section.
16

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

18 New Section 1. (a) As used in this section:

19 (1) “Handheld wireless communication device” means a handheld
20 device used for the transfer of information without the use of electrical
21 conductors or wires and includes a:

- 22 (A) Wireless telephone;
- 23 (B) personal digital assistant;
- 24 (C) pager;
- 25 (D) text messaging device; or
- 26 (E) laptop computer.

27 **“Handheld wireless communication device” does not include a**
28 **voice-operated or hands-free device.**

29 (2) “Text messaging” means a communication in the form of elec-
30 tronic text or one or more electronic images sent by a person from a
31 telephone or computer to another person’s telephone or computer by
32 addressing the communication to the person’s telephone number. **“Text**
33 **messaging” shall not include an emergency, traffic or weather alert**
34 **or message related to the operation or navigation of a motor vehicle.**

35 (3) “Conviction” means a final conviction without regard to whether
36 the sentence was suspended or probation granted after such conviction.
37 Forfeiture of bail, bond or collateral deposited to secure a defendant’s
38 appearance in court, which forfeiture has not been vacated, shall be equiv-
39 alent to a conviction.

40 (b) Except as provided in subsection (c), it shall be unlawful for a
41 person to use a handheld wireless communication device for text mes-
42 saging or electronic mail communication while driving a moving motor
43 vehicle on a highway in this state, **except to activate or deactivate a**

- 1 ***feature or function of a voice-operated or hands-free device.***
- 2 (c) The provisions of subsection (b) shall not prohibit a person from
- 3 using a handheld wireless communication device while driving a moving
- 4 motor vehicle:
- 5 (1) During a medical emergency;
- 6 (2) when reporting a safety hazard or requesting assistance relating
- 7 to a safety hazard;
- 8 (3) when reporting criminal activity or requesting assistance relating
- 9 to criminal activity;
- 10 (4) ***if the person reads, selects or enters a telephone number or***
- 11 ***name in a handheld wireless communication device for the purpose***
- 12 ***of making or receiving a phone call;***
- 13 ~~(4) (5)~~ when providing roadside or medical assistance; or
- 14 ~~(5) (6)~~ when used by a law enforcement officer or emergency service
- 15 personnel acting within the course and scope of the law enforcement
- 16 officer's or emergency service personnel's employment.
- 17 (d) (1) ~~A [Except as provided further, a]~~ person convicted of vi-
- 18 olating subsection (b), ~~upon a first conviction,~~ shall be guilty of a class C
- 19 ~~misdemeanor~~ ***traffic infraction.***
- 20 (2) ~~A [Except as provided further, a]~~ person convicted of violating
- 21 subsection (b), upon a second or subsequent conviction, shall be guilty of
- 22 a class B misdemeanor.
- 23 (3) A person convicted of violating subsection (b) and such person
- 24 has inflicted serious ~~bodily~~ injury upon another person as a result of such
- 25 violation, upon conviction, shall be guilty of a class A misdemeanor.
- 26 (e) Upon conviction of a violation of subsection (b), the court, in
- 27 addition to any other penalty or disposition ordered pursuant to law, may
- 28 suspend the person's driving privileges for 90 days.
- 29 (f) The provisions of this section shall be applicable and uniform
- 30 throughout the state and no city, county, subdivision or local authority
- 31 shall enact or enforce any law, ordinance, rule, regulation or resolution
- 32 in conflict with, in addition to, or supplemental to, the provisions of this
- 33 section.
- 34 (g) This section shall be part of and supplemental to the uniform act
- 35 regulating traffic on highways.
- 36 ~~New Sec. 2. Involuntary manslaughter while driving and texting is~~
- 37 ~~the unintentional killing of a human being committed in the commission~~
- 38 ~~of, or attempt to commit, or flight from an act described in section 1, and~~
- 39 ~~amendments thereto.~~
- 40 ~~—Involuntary manslaughter while driving and texting is a severity level~~
- 41 ~~4, person felony.~~
- 42 ~~—Sec. 3. K.S.A. 21-3404 is hereby amended to read as follows: 21-~~
- 43 ~~3404. Involuntary manslaughter is the unintentional killing of a human~~

1 ~~being committed;~~
2 ~~—(a) Recklessly;~~
3 ~~—(b) in the commission of, or attempt to commit, or flight from any~~
4 ~~felony, other than an inherently dangerous felony as defined in K.S.A.~~
5 ~~21-3436, and amendments thereto, that is enacted for the protection of~~
6 ~~human life or safety or a misdemeanor that is enacted for the protection~~
7 ~~of human life or safety, including acts described in K.S.A. 8-1566 and~~
8 ~~subsection (a) of 8-1568, and amendments thereto, but excluding the acts~~
9 ~~described in K.S.A. 8-1567, and amendments thereto or section 1, and~~
10 ~~amendments thereto, or~~
11 ~~—(c) during the commission of a lawful act in an unlawful manner.~~
12 ~~—Involuntary manslaughter is a severity level 5, person felony.~~
13 ~~—Sec. 4. K.S.A. 21-3404 is hereby repealed.~~

14 ***[Sec. 2. K.S.A. 2009 Supp. 8-2118 is hereby amended to read***
15 ***as follows: 8-2118. (a) A person charged with a traffic infraction***
16 ***shall, except as provided in subsection (b), appear at the place and***
17 ***time specified in the notice to appear. If the person enters an ap-***
18 ***pearance, waives right to trial, pleads guilty or no contest, the fine***
19 ***shall be no greater than that specified in the uniform fine schedule***
20 ***in subsection (c) and court costs shall be taxed as provided by law.***

21 ***[(b) Prior to the time specified in the notice to appear, a person***
22 ***charged with a traffic infraction may enter a written appearance,***
23 ***waive right to trial, plead guilty or no contest and pay the fine for***
24 ***the violation as specified in the uniform fine schedule in subsection***
25 ***(c) and court costs provided by law. Payment may be made by mail***
26 ***or in person and may be by personal check. The traffic citation shall***
27 ***not have been complied with if a check is not honored for any rea-***
28 ***son, or if the fine and court costs are not paid in full. When a person***
29 ***charged with a traffic infraction makes payment without executing***
30 ***a written waiver of right to trial and plea of guilty or no contest,***
31 ***the payment shall be deemed such an appearance, waiver of right***
32 ***to trial and plea of no contest.***

33 ***[(c) The following uniform fine schedule shall apply uniformly***
34 ***throughout the state but shall not limit the fine which may be im-***
35 ***posed following a court appearance, except an appearance made for***
36 ***the purpose of pleading and payment as permitted by subsection***
37 ***(a). The description of offense contained in the following uniform***
38 ***fine schedule is for reference only and is not a legal definition.***

<i>[Description of Offense</i>	<i>Statute</i>	<i>Fine</i>
<i>[Refusal to submit to a preliminary breath test</i>	8-1012	\$90
<i>[Unsafe speed for prevailing conditions</i>	8-1557	\$60

1	<i>[Exceeding maximum speed limit; or</i>	8-1558	<i>1-10 mph over the limit,</i>
2	<i>speeding in zone posted by the state</i>	to	<i>\$30</i>
3	<i>department of transportation; or</i>	8-1560	
4	<i>speeding in locally posted zone</i>	8-1560a	<i>11-20 mph over the limit,</i>
5		or	<i>\$30 plus \$6 per mph over</i>
6		8-1560b	<i>10 mph over the limit;</i>
7			
8			<i>21-30 mph over the limit,</i>
9			<i>\$90 plus \$9 per mph over</i>
10			<i>20 mph over the limit;</i>
11			
12			<i>31 and more mph over the</i>
13			<i>limit, \$180 plus \$15 per</i>
14			<i>mph over 30 mph over the</i>
15			<i>limit;</i>
16	<i>[Disobeying traffic control device</i>	8-1507	<i>\$60</i>
17	<i>[Violating traffic control signal</i>	8-1508	<i>\$60</i>
18	<i>[Violating pedestrian control signal</i>	8-1509	<i>\$30</i>
19	<i>[Violating flashing traffic signals</i>	8-1510	<i>\$60</i>
20	<i>[Violating lane-control signal</i>	8-1511	<i>\$60</i>
21	<i>[Unauthorized sign, signal, marking or</i>	8-1512	<i>\$30</i>
22	<i>device</i>		
23	<i>[Driving on left side of roadway</i>	8-1514	<i>\$60</i>
24	<i>[Failure to keep right to pass oncoming</i>	8-1515	<i>\$60</i>
25	<i>vehicle</i>		
26	<i>[Improper passing; increasing speed when</i>	8-1516	<i>\$60</i>
27	<i>passed</i>		
28	<i>[Improper passing on right</i>	8-1517	<i>\$60</i>
29	<i>[Passing on left with insufficient clearance</i>	8-1518	<i>\$60</i>
30	<i>[Driving on left side where curve, grade,</i>	8-1519	<i>\$60</i>
31	<i>intersection railroad crossing, or</i>		
32	<i>obstructed view</i>		
33	<i>[Driving on left in no-passing zone</i>	8-1520	<i>\$60</i>
34	<i>[Unlawful passing of stopped emergency</i>	8-1520a	<i>\$60</i>
35	<i>vehicle</i>		
36	<i>[Driving wrong direction on one-way road</i>	8-1521	<i>\$60</i>
37	<i>[Improper driving on laned roadway</i>	8-1522	<i>\$60</i>
38	<i>[Following too close</i>	8-1523	<i>\$60</i>
39	<i>[Improper crossover on divided highway</i>	8-1524	<i>\$30</i>
40	<i>[Failure to yield right-of-way at</i>	8-1526	<i>\$60</i>
41	<i>uncontrolled intersection</i>		
42	<i>[Failure to yield to approaching vehicle</i>	8-1527	<i>\$60</i>
43	<i>when turning left</i>		

1	<i>[Failure to yield at stop or yield sign</i>	8-1528	\$60
2	<i>[Failure to yield from private road or</i>	8-1529	\$60
3	<i>driveway</i>		
4	<i>[Failure to yield to emergency vehicle</i>	8-1530	\$180
5	<i>[Failure to yield to pedestrian or vehicle</i>	8-1531	\$90
6	<i>working on roadway</i>		
7	<i>[Failure to comply with restrictions in</i>	8-1531a	\$30
8	<i>road construction zone</i>		
9	<i>[Disobeying pedestrian traffic control</i>	8-1532	\$30
10	<i>device</i>		
11	<i>[Failure to yield to pedestrian in</i>	8-1533	\$60
12	<i>crosswalk; pedestrian suddenly entering</i>		
13	<i>roadway; passing vehicle stopped for</i>		
14	<i>pedestrian at crosswalk</i>		
15	<i>[Improper pedestrian crossing</i>	8-1534	\$30
16	<i>[Failure to exercise due care in regard to</i>	8-1535	\$30
17	<i>pedestrian</i>		
18	<i>[Improper pedestrian movement in</i>	8-1536	\$30
19	<i>crosswalk</i>		
20	<i>[Improper use of roadway by pedestrian</i>	8-1537	\$30
21	<i>[Soliciting ride or business on roadway</i>	8-1538	\$30
22	<i>[Driving through safety zone</i>	8-1539	\$30
23	<i>[Failure to yield to pedestrian on sidewalk</i>	8-1540	\$30
24	<i>[Failure of pedestrian to yield to</i>	8-1541	\$30
25	<i>emergency vehicle</i>		
26	<i>[Failure to yield to blind pedestrian</i>	8-1542	\$30
27	<i>[Pedestrian disobeying bridge or railroad</i>	8-1544	\$30
28	<i>signal</i>		
29	<i>[Improper turn or approach</i>	8-1545	\$60
30	<i>[Improper "U" turn</i>	8-1546	\$60
31	<i>[Unsafe starting of stopped vehicle</i>	8-1547	\$30
32	<i>[Unsafe turning or stopping, failure to give</i>	8-1548	\$60
33	<i>proper signal; using turn signal</i>		
34	<i>unlawfully</i>		
35	<i>[Improper method of giving notice of</i>	8-1549	\$30
36	<i>intention to turn</i>		
37	<i>[Improper hand signal</i>	8-1550	\$30
38	<i>[Failure to stop or obey railroad crossing</i>	8-1551	\$180
39	<i>signal</i>		
40	<i>[Failure to stop at railroad crossing stop</i>	8-1552	\$120
41	<i>sign</i>		
42	<i>[Certain hazardous vehicles failure to stop</i>	8-1553	\$180
43	<i>at railroad crossing</i>		

1	<i>[Improper moving of heavy equipment at</i>	8-1554	\$60
2	<i>railroad crossing</i>		
3	<i>[Vehicle emerging from alley, private</i>	8-1555	\$60
4	<i>roadway, building or driveway</i>		
5	<i>[Improper passing of school bus; improper</i>	8-1556	\$300
6	<i>use of school bus signals</i>		
7	<i>[Improper passing of church or day-care</i>	8-1556a	\$180
8	<i>bus; improper use of signals</i>		
9	<i>[Impeding normal traffic by slow speed</i>	8-1561	\$30
10	<i>[Speeding on motor-driven cycle</i>	8-1562	\$60
11	<i>[Speeding in certain vehicles or on posted</i>	8-1563	\$30
12	<i>bridge</i>		
13	<i>[Improper stopping, standing or parking</i>	8-1569	\$30
14	<i>on roadway</i>		
15	<i>[Parking, standing or stopping in</i>	8-1571	\$30
16	<i>prohibited area</i>		
17	<i>[Improper parking</i>	8-1572	\$30
18	<i>[Unattended vehicle</i>	8-1573	\$30
19	<i>[Improper backing</i>	8-1574	\$30
20	<i>[Driving on sidewalk</i>	8-1575	\$30
21	<i>[Driving with view or driving mechanism</i>	8-1576	\$30
22	<i>obstructed</i>		
23	<i>[Unsafe opening of vehicle door</i>	8-1577	\$30
24	<i>[Riding in house trailer</i>	8-1578	\$30
25	<i>[Improper driving in defiles, canyons, or</i>	8-1579	\$30
26	<i>on grades</i>		
27	<i>[Coasting</i>	8-1580	\$30
28	<i>[Following fire apparatus too closely</i>	8-1581	\$60
29	<i>[Driving over fire hose</i>	8-1582	\$30
30	<i>[Putting glass, etc., on highway</i>	8-1583	\$90
31	<i>[Driving into intersection, crosswalk, or</i>	8-1584	\$30
32	<i>crossing without sufficient space on</i>		
33	<i>other side</i>		
34	<i>[Improper operation of snowmobile on</i>	8-1585	\$30
35	<i>highway</i>		
36	<i>[Parental responsibility of child riding</i>	8-1586	\$30
37	<i>bicycle</i>		
38	<i>[Not riding on bicycle seat; too many</i>	8-1588	\$30
39	<i>persons on bicycle</i>		
40	<i>[Clinging to other vehicle</i>	8-1589	\$30
41	<i>[Improper riding of bicycle on roadway</i>	8-1590	\$30
42	<i>[Carrying articles on bicycle; one hand on</i>	8-1591	\$30
43	<i>handlebars</i>		

1	<i>[Improper bicycle lamps, brakes or</i>	8-1592	\$30
2	<i>reflectors</i>		
3	<i>[Improper operation of motorcycle; seats;</i>	8-1594	\$30
4	<i>passengers, bundles</i>		
5	<i>[Improper operation of motorcycle on</i>	8-1595	\$60
6	<i>laned roadway</i>		
7	<i>[Motorcycle clinging to other vehicle</i>	8-1596	\$30
8	<i>[Improper motorcycle handlebars or</i>	8-1597	\$60
9	<i>passenger equipment</i>		
10	<i>[Motorcycle helmet and eye-protection</i>	8-1598	\$30
11	<i>requirements</i>		
12	<i>[Unlawful riding on vehicle</i>	8-1578a	\$60
13	<i>[Unlawful operation of all-terrain vehicle</i>	8-15,100	\$60
14	<i>[Unlawful operation of low-speed vehicle</i>	8-15,101	\$60
15	<i>[Littering</i>	8-15,102	\$100
16	<i>[Disobeying school crossing guard</i>	8-15,103	\$60
17	<i>[Unlawful operation of micro utility truck</i>	8-15,106	\$60
18	<i>[Failure to remove vehicles in accidents</i>	8-15,107	\$60
19	<i>[Unlawful operation of golf cart</i>	8-15,108	\$60
20	<i>[Unlawful operation of work-site utility</i>	8-15,109	\$60
21	<i>vehicle</i>		
22	<i>[Unlawful text messaging</i>	section 1	\$100
23	<i>[Equipment offenses that are not</i>	8-1701	\$60
24	<i>misdemeanors</i>		
25	<i>[Driving without lights when needed</i>	8-1703	\$30
26	<i>[Defective headlamps</i>	8-1705	\$30
27	<i>[Defective tail lamps</i>	8-1706	\$30
28	<i>[Defective reflector</i>	8-1707	\$30
29	<i>[Improper stop lamp or turn signal</i>	8-1708	\$30
30	<i>[Improper lighting equipment on certain</i>	8-1710	\$30
31	<i>vehicles</i>		
32	<i>[Improper lamp color on certain vehicles</i>	8-1711	\$30
33	<i>[Improper mounting of reflectors and</i>	8-1712	\$30
34	<i>lamps on certain vehicles</i>		
35	<i>[Improper visibility of reflectors and</i>	8-1713	\$30
36	<i>lamps on certain vehicles</i>		
37	<i>[No lamp or flag on projecting load</i>	8-1715	\$60
38	<i>[Improper lamps on parked vehicle</i>	8-1716	\$30
39	<i>[Improper lights, lamps, reflectors and</i>	8-1717	\$30
40	<i>emblems on farm tractors or slow-</i>		
41	<i>moving vehicles</i>		
42			
43			

1	<i>[Improper lamps and equipment on</i>	8-1718	\$30
2	<i>implements of husbandry, road</i>		
3	<i>machinery or animal-drawn vehicles</i>		
4	<i>[Unlawful use of spot, fog, or auxiliary</i>	8-1719	\$30
5	<i>lamp</i>		
6	<i>[Improper lamps or lights on emergency</i>	8-1720	\$30
7	<i>vehicle</i>		
8	<i>[Improper stop or turn signal</i>	8-1721	\$30
9	<i>[Improper vehicular hazard warning lamp</i>	8-1722	\$30
10	<i>[Unauthorized additional lighting</i>	8-1723	\$30
11	<i>equipment</i>		
12	<i>[Improper multiple-beam lights</i>	8-1724	\$30
13	<i>[Failure to dim headlights</i>	8-1725	\$60
14	<i>[Improper single-beam headlights</i>	8-1726	\$30
15	<i>[Improper speed with alternate lighting</i>	8-1727	\$30
16	<i>[Improper number of driving lamps</i>	8-1728	\$30
17	<i>[Unauthorized lights and signals</i>	8-1729	\$30
18	<i>[Improper school bus lighting equipment</i>	8-1730	\$30
19	<i>and warning devices</i>		
20	<i>[Unauthorized lights and devices on</i>	8-1730a	\$30
21	<i>church or day-care bus</i>		
22	<i>[Improper lights on highway construction</i>	8-1731	\$30
23	<i>or maintenance vehicles</i>		
24	<i>[Defective brakes</i>	8-1734	\$30
25	<i>[Defective or improper use of horn or</i>	8-1738	\$30
26	<i>warning device</i>		
27	<i>[Defective muffler</i>	8-1739	\$30
28	<i>[Defective mirror</i>	8-1740	\$30
29	<i>[Defective wipers; obstructed windshield</i>	8-1741	\$30
30	<i>or windows</i>		
31	<i>[Improper tires</i>	8-1742	\$30
32	<i>[Improper flares or warning devices</i>	8-1744	\$30
33	<i>[Improper use of vehicular hazard</i>	8-1745	\$30
34	<i>warning lamps and devices</i>		
35	<i>[Improper air-conditioning equipment</i>	8-1747	\$30
36	<i>[Improper safety belt or shoulder harness</i>	8-1749	\$30
37	<i>[Improper wide-based single tires</i>	8-1742b	\$60
38	<i>[Improper compression release engine</i>	8-1761	\$60
39	<i>braking system</i>		
40	<i>[Defective motorcycle headlamp</i>	8-1801	\$30
41	<i>[Defective motorcycle tail lamp</i>	8-1802	\$30
42	<i>[Defective motorcycle reflector</i>	8-1803	\$30
43			

1	<i>[Defective motorcycle stop lamps and turn</i>	8-1804	\$30
2	<i>signals</i>		
3	<i>[Defective multiple-beam lighting</i>	8-1805	\$30
4	<i>[Improper road-lighting equipment on</i>	8-1806	\$30
5	<i>motor-driven cycles</i>		
6	<i>[Defective motorcycle or motor-driven</i>	8-1807	\$30
7	<i>cycle brakes</i>		
8	<i>[Improper performance ability of brakes</i>	8-1808	\$30
9	<i>[Operating motorcycle with disapproved</i>	8-1809	\$30
10	<i>braking system</i>		
11	<i>[Defective horn, muffler, mirrors or tires</i>	8-1810	\$30
12	<i>[Unlawful statehouse parking</i>	75-4510a	\$15
13	<i>[Exceeding gross weight of vehicle or</i>	8-1909	Pounds Overweight
14	<i>combination</i>		up to 1000 \$25
15			1001 to 2000 3c per pound
16			2001 to 5000 5c per pound
17			5001 to 7500 7c per pound
18			7501 and over 10c per pound
19	<i>[Exceeding gross weight on any axle or</i>	8-1908	Pounds Overweight
20	<i>tandem, triple or quad axles</i>		up to 1000 \$25
21			1001 to 2000 3c per pound
22			2001 to 5000 5c per pound
23			5001 to 7500 7c per pound
24			7501 and over 10c per pound
25	<i>[Failure to obtain proper registration,</i>	66-1324	\$272
26	<i>clearance or to have current</i>		
27	<i>certification</i>		
28	<i>[Insufficient liability insurance for motor</i>	66-1,128	\$122
29	<i>carriers</i>	or	
30		66-1314	
31	<i>[Failure to obtain interstate motor fuel tax</i>	79-34,122	\$122
32	<i>authorization</i>		
33	<i>[No authority as private or common</i>	66-1,111	\$122
34	<i>carrier</i>		
35	<i>[Violation of motor carrier safety rules</i>	66-1,129	\$100
36	<i>and regulations, except for violations</i>		
37	<i>specified in subsection (b)(2) of K.S.A.</i>		
38	<i>66-1,130, and amendments thereto</i>		
39	<i>[(d) Traffic offenses classified as traffic infractions by this</i>		
40	<i>section shall be classified as ordinance traffic infractions by those</i>		
41	<i>cities adopting ordinances prohibiting the same offenses. A schedule</i>		
42	<i>of fines for all ordinance traffic infractions shall be established by</i>		
43	<i>the municipal judge in the manner prescribed by K.S.A. 12-4305,</i>		

1 *and amendments thereto. Such fines may vary from those contained*
2 *in the uniform fine schedule contained in subsection (c).*

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

9 *[(f) For a second violation of K.S.A. 8-1908 or 8-1909, and*
10 *amendments thereto, within two years after a prior conviction of*
11 *K.S.A. 8-1908 or 8-1909, and amendments thereto, such person,*
12 *upon conviction shall be fined 1½ times the applicable amount from*
13 *one, but not both, of the schedules listed in the uniform fine*
14 *schedule contained in subsection (c). For a third violation of K.S.A.*
15 *8-1908 or 8-1909, and amendments thereto, within two years, after*
16 *two prior convictions of K.S.A. 8-1908 or 8-1909, and amendments*
17 *thereto, such person, upon conviction shall be fined two times the*
18 *applicable amount from one, but not both, of the schedules listed*
19 *in the uniform fine schedule contained in subsection (c). For a*
20 *fourth and each succeeding violation of K.S.A. 8-1908 or 8-1909,*
21 *and amendments thereto, within two years after three prior*
22 *convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto,*
23 *such person, upon conviction shall be fined 2½ times the applicable*
24 *amount from one, but not both, of the schedules listed in the uniform*
25 *fine schedule contained in subsection (c).*

26 *[(g) Fines listed in the uniform fine schedule contained in*
27 *subsection (c) relating to exceeding the maximum speed limit, shall*
28 *be doubled if a person is convicted of exceeding the maximum speed*
29 *limit in a school zone authorized under subsection (a)(4) of K.S.A.*
30 *8-1560, and amendments thereto.*

31 *[Sec. 3. K.S.A. 2009 Supp. 8-2118 is hereby repealed.]*

32 *Sec. ~~5-2~~ [4.]* This act shall take effect and be in force from and
33 after its publication in the statute book.