

## MINUTES OF THE HOUSE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairman Gary Hayzlett at 1:30 p.m., on February 15, 2011, in Room 783 of the Docking State Office Building.

All members were present: except  
Representative Ron Worley

Committee staff present:  
Scott Wells, Office of the Revisor of Statutes  
Jill Shelley, Kansas Legislative Research Department  
Betty Boaz, Committee Assistant

Conferees appearing before the Committee:  
Representative Melanie Meier  
Diana Pitts  
Joani Unger  
Jennifer Jackman

Others attending.  
See attached list.

Chairman Hayzlett opened the meeting and introduced Mary Ellen Conlee, representing Northern Flyer Alliance. Ms. Conlee passed out fliers and chocolate trains.

Chairman Hayzlett opened the hearing on **HB 2132**.

### **HB 2132 – Issuance of gold star family license plates.**

Chairman Hayzlett recognized Representative Melanie Meier as the first proponent. (Attachment #1) Representative Meier said the Gold Star Families have lost a loved one in service to our country. The issuance of the Gold Star Family license plate will raise awareness in their communities and remind all of us that we are still a nation at war. Representative Meier said the military honors service whether a service member dies in battle, a training accident, a vehicle rollover or while waiting in line for immunizations.

Chairman Hayzlett recognized the next proponent, Diana Pitts. (Attachment #2) Ms. Pitts is the Gold Star Mother of Cpl David M. Unger, killed in Iraq. She said the Department of Defense no longer sees the place or reason of death as more important than the other.

The next proponent was Joani Unger, younger sister of Cpl David M. Unger. (Attachment #3) She also urged support of **HB 2132**.

Jennifer Jackman was recognized by the Chairman as the next proponent. (Attachment #4) According to Ms. Jackson she is a Gold Star Mother whose son, 1<sup>st</sup> Lt Ryan M. Jackman, was killed in Camp Pendleton, California. She told the committee her son was returning from a training mission preparing for deployment to Iraq when his private vehicle hit a parked tow truck near his base.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

## CONTINUATION SHEET

There were no other proponents present. The Chairman drew the committee's attention to written testimony submitted in support of **HB 2132** from Anita Dixon (Attachment #5), Laura Unger (Attachment #6) and Bob Hemenway (Attachment #7).

There were no opponents to this bill. There were no questions from the committee. Chairman Hayzlett closed the hearing on **HB 2132**.

Without objection from the committee, Chairman Hayzlett sought discussion and action on **HB 2132**.

Representative Phelps moved **HB 2132** favorable for passage, the motion was seconded by Representative Grant. Representative Arpke moved an amendment to **HB 2132** to require that proof of eligibility for the plate be required only when the vehicle owner first receives the plate and not annually. This motion to amend was seconded by Representative Pottorff and the motion carried. Representative Phelps moved **HB 2132, as amended**, favorable for passage, the motion was seconded by Representative Grant and after discussion, the motion carried.

The Chairman sought discussion and action of **HB 2169**. Representative Swanson moved **HB 2169** favorable for passage, the motion was seconded by Representative Grant. After discussion the motion carried.

The Chairman sought discussion and action on **HB 2171**. Staff passed out an amendment (Attachment #8) to increase the fines for unlawful display of a license plate and unlawful text messaging. Those violations were placed into law in 2010 but because of the timing of the bills, the two fines being amended in this bill were not included. This amendment increases the fines from \$60 to \$75. A motion to amend this bill was made and seconded and the motion carried. Representative Grant moved **HB 2171, as amended**, seconded by Representative Fawcett and the motion carried.

After staff briefed the committee on **HB 2172**, Chairman Hayzlett sought discussion and action on the bill. Representative Williams moved **HB 2172** favorable for passage, the motion was seconded by Representative Hill and the motion carried.

There being no further business before the committee, the meeting was adjourned.

## HOUSE TRANSPORTATION COMMITTEE GUEST LIST

DATE: 2-15-11

[illegible]

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HOUSE OF REPRESENTATIVES

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MELANIE MEIER  
40TH DISTRICT

February 15, 2011

Mr. Chairman and distinguished Members of the Committee,

Thank you for the opportunity to speak with you today in support of HB 2132, a measure that will provide for the issuance of a Gold Star Family license plate.

The Gold Star Mothers in my District and across the United States wish to educate the public and their local communities about the important story of the Gold Star Family. The sacrifice of less than one percent of our nation, those who volunteer to put their lives on the line for our freedoms, cannot be ignored or forgotten. They must be honored and remembered.

Gold Star Families intimately know the cost of sacrifice. They lost a loved one in service to our country. With the issuance of the Gold Star Family license plate, the Gold Star Families will raise awareness in their communities and remind all of us that we are still a nation at war and we still need those who are willing to volunteer to protect us. These plates will show the Gold Star Families' neighbors that they actually know or live close to someone who had loved ones willing to sacrifice everything.

In today's military, all service is honored. If a service member dies in battle or a training accident or a vehicle rollover or waiting in line inside a "soldier processing center" for immunizations, the families are recognized. If a service member dies in Iraq or Fort Hood or standing in front of the recruiting center in Little Rock, Arkansas, the family is recognized.


I have attached excerpts from Army Regulation and the American Gold Star Mothers, Inc. website that illustrate the military's appreciation for the sacrifice of the Gold Star Family of today. There are two Gold Star pins. One is awarded to families of service members killed in combat and the other to families of service members killed while on active duty but not in combat. In the words of Diana Pitts, the President of the NE Kansas chapter of American Gold Star Mothers, Inc.:

"DoD does not differentiate between KIA and Non-Combat deaths any longer. They pay out the same death gratuity and SGLI. The mind set of this nation is turning to honorable service and not where and how they were killed. This is why we asked for this bill to be written, because the families of those killed non-combat are also Gold Star Families.

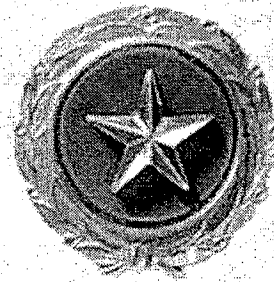
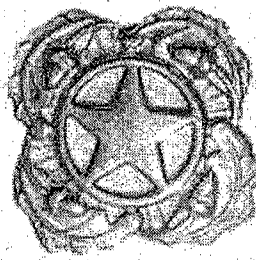
House Transportation  
Date: 2-15-11  
Attachment # 1

They also get the same assistance through SOS, survivor outreach services, provided on Army installations. This license plate is about awareness, not status."

Thank you for your time and attention.



Representative Melanie Meier



**Quote from the American Gold Star Mothers, Inc. website:** (<http://www.goldstarmoms.com>)

“The Gold Star pins, so intimately associated with Gold Star Mothers are, in fact, not awarded by us nor are they limited to mothers. They are awarded by the Defense Dept, usually through your casualty officer.

There are 2 different pins. Which one you are awarded depends on the circumstances of your loved one's death.

However, membership in American Gold Star Mothers is available to mothers with either pin. We make no distinction. Each child is precious and we don't believe that the circumstance of your child's death, is important. All served and all undertook the associated risks.”

**Army Regulation 600-8-22 Dated December 11 2006**

**6-18 Lapel Button for Next of Kin of Deceased Personnel**

The Lapel Button, Next of Kin of Deceased Personnel is provided to widows/widowers, parents, and primary next of kin of armed services members who lost their lives while serving on active duty or while assigned in an Army Reserve or Army National Guard unit in a drill status.

**a. The button consists of a gold star within a circle (commemorating honorable service) surrounded by sprigs of oak, (referring to the Army, Marine Corps, Navy, Air Force and Coast Guard).**

b. One lapel button will be furnished without cost to the widow or widower, to each of the parents, each child, stepchild, child through adoption, brother, half brother, sister and half sister of a member of the armed forces who lost his or her life while on active duty. The term widow or widower includes those who have since remarried, and the term parents includes mother, father, stepmother, stepfather, mother through adoption, father through adoption, and foster parents who stood in loco parentis.

c. Casualty area commands will stock the button and ensure that survivor assistance officers issue them to eligible next of kin.

d. The Lapel Button, Next of Kin Deceased Personnel is authorized for issue retroactive to 29 March 1973.

My name is Diana Pitts. I am the Proud Gold Star Mother of Cpl David M Unger KIA Iraq 10/17/2006. David was born, lived, and worked in the state of Kansas before joining the United States Army. He had 6 weeks left to finish his time in the Army and was coming back home, to Kansas. He was killed two weeks before his twenty-second birthday, leaving behind his loving, proud family members. We live in Leavenworth KS.

I am coming before you today asking for the honor to have a Gold Star Family license tag representing all those who signed on a line willing to give their life, and did, to protect our country, either in war or peacetime. I currently have a Gold Star Mothers tag. My husband and children, the father and siblings of my son and his wife and son cannot share in the pride I can by displaying my tag, please afford them the opportunity to be able to have a Gold Star Family tag.

To those who qualify for the Bill #2132 with the Gold Star Lapel Button and the Next of Kin Lapel Button, it is a symbol of remembrance and sacrifice. Department of Defense no longer sees the place or reason of death as more important than the other. They ALL get the same dignity and their families the same respect.

The worst thing that can happen to someone who has bravely served our country is to be forgotten. Please allow us the opportunity to bring awareness to this each and everyday, to NEVER FORGET!

Thank you very much for your time,

Diana Pitts  
Dept of KS 1<sup>st</sup> Vice President American Gold Star Mothers, Inc.  
NE Kansas Chapter President American Gold Star Mothers, Inc.

House Transportation  
Date: 2-15-11  
Attachment # 2

My name is Joani Unger. I am the younger sister of Cpl David M Unger. David was killed in action in Iraq on October 17, 2006. He was an American Hero who loved the state of Kansas.

I am asking the state of Kansas for the opportunity for the families in Kansas of the military personnel who have died in honorable service to our country be allowed to have a Gold Star Family license tag.

With a Gold Star Family tag I would be able to explain to my friends and complete strangers upon seeing the tag, the meaning of the Gold Star and be able to bring honor and remembrance to all our Kansas and American Heroes.

Thank you for your time,

Joani Unger  
Proud Gold Star Sister  
Cpl David M Unger  
KIA 10/17/2006

House Transportation  
Date: 2-15-11  
Attachment # 3



Jennifer Jackman  
American Gold Star Mothers Inc.

before the  
Transportation Committee  
of the  
Kansas House of Representatives  
February 15, 2011

House Transportation  
Date: 2-15-11  
Attachment # 4

Chairman Hayzlett and members of the Committee on Transportation, my name is Jennifer Jackman representing the American Gold Star Mothers, Inc., Department of Kansas. My hometown is Elsmore, Kansas in Allen County. It is an honor to speak to you today in support of House Bill (HB) 2132 regarding the gold star family license plate.

The gold star on my lapel pin honors an American hero. On March 24, 2007, the knock at our home brought news of the death of our son 1stLt. Ryan M. Jackman, United States Marine Corps. Lt. Jackman was returning from a training mission preparing for deployment to Iraq in April of 2007 when his private vehicle hit a parked tow truck near his base in Camp Pendleton, California. He was declared dead at the scene. Representatives of the Marine Corps arrived at our home in Southeast Kansas approximately 12 hours later. It is a memory that I have re-lived over and over in the past four years.

Each year nearly 1500 deaths occur in our military from causes other than hostile action. These include accidents, homicides, illness and suicide according to the *Defense Manpower Data Center Statistical Informational Division*. The knock at the door is the same for all families of our men and women who die while on active military duty. The Department of Defense, their fellow soldiers, Marines, sailors and airmen regard their fallen comrades as heroes. The memorial service is the same, the paperwork is the same, the emotional turmoil is the same and I assure the loss is the same.

On March 24, 2007 my husband Mike and our remaining adult children, Leigh and Tyler became a gold star family. As a member and associate members of the American Gold Star Mothers Inc. it is our duty to promote patriotism, assist Veterans and their families and support fellow gold star members. The gold star serves our organization as a symbol of our sons and daughters who have died while in service of the Armed Forces of the United States or its Allies, or died as a result of such service. The gold star when exhibited, serves as a reminder to those who see it, of one who has offered to protect the United States of America and the ultimate price of sacrifice.

When our son took the oath of commission of an officer in the United States Marine Corps, he vowed to protect America and our Allies. The fact that his life ended on a pre-dawn morning near Camp Pendleton, California, does not

My name is Anita Dixon, I live in Wichita Ks and I am a Gold Star Mother. I became a Gold Star Mother on October 26, 2005 when I lost my middle son SGT. Evan S. Parker U.S. Army to Operation Iraqi Freedom. He was 25. He was critically wounded October 23, 2005 by a roadside IED ambush, life watched to Landstuhl Army Medical Center where he was removed from life support by his family, they being at his side.

I stood before you 3 years ago and asked you then for a Gold Star Family tag and was awarded the Gold Star Mothers tag. To this date the state of Ks. has released \_\_61\_\_ tags to Gold Star Mothers of Ks. And I thank-you. Every day we drive our vehicles in Honor and representation of our children.

The Gold Star represents the Soldiers' supreme sacrifice for his military service to his country. The Gold Star does not show prejudice to the circumstance of death or place. I once again am asking for this Gold Star Family tag. Allow all of us as family members, to Honor and represent our soldiers (our loved ones) who served our country with Honor, Pride, Dignity and Respect. This tag is a small sacrifice from the state of Ks. for what our family gave for the U.S of America. Please allow every qualified family member the ability to have this tag with Honor of our loved Military Hero and drive with it on our vehicles proudly.

I thank-you for your time.

Respectfully

Anita F. Dixon

American Gold Star Mother

Dept. of Ks. President and Wichita Chapter President

House Transportation  
Date: 2-15-11  
Attachment # 5

I am the spouse of Cpl David M Unger. I am sending in my testimony in support of the HB #2132 Gold Star Family License tag. I cannot be there in person, please have it read. I have to say that this license tag would mean a lot to our family, including Gage, David's son, who eventually will have his own car even though he is only 6 years old now. It would mean a lot for this bill to pass because it will let our fellow Gold Star families know how much our state shows appreciation for the families of the fallen and that is a great feeling. We don't like our fallen to be forgotten! With that being said, without the families, our fallen might become forgotten. That tag is one way we will show people that we won't let our heroes be forgotten.

Respectfully,  
Laura Unger

My name is Bob Hemenway and we live in Shawnee, Kansas. I am the Gold Star Father of Ronald Hemenway.

Ron was a very patriotic son. He loved his country almost as much as he loved life.

Ron served on the 6th fleet flag ship the USS LaSalle for about four years before being assigned to the "Chief of Naval Operations" in the Pentagon in 2000.

On the morning of September 11th 2001 Ron was serving in his office at the Pentagon when the a plane struck the Pentagon claiming 125 lives in the Pentagon. He is greatly missed by his family , friends and "shipmates".

This Gold Star Family license plate would allow families to have a way to recognize and honor their loved ones that have honorably served their country during conflicts. Mothers are now honored with a "Gold Star Mothers" license plate but fathers, brothers & sisters, wives & children have no such recognition. This plate would be a fitting tribute.

House Transportation  
Date: 2-15-11  
Attachment # 7

## HOUSE BILL No. 2171

By Committee on Transportation

2-7

1 AN ACT regulating traffic; concerning United States postal service  
2 vehicles; amending K.S.A. 2010 Supp. 8-1520a and 8-2118 and  
3 repealing the existing sections; and also repealing K.S.A. 2010 Supp.  
4 8-2118b.

5  
6 *Be it enacted by the Legislature of the State of Kansas:*

7 New Section 1. (a) The driver of a vehicle shall yield the right-of-  
8 way to any United States postal service vehicle which is obviously and  
9 actually engaged in the delivery or collection of mail upon a highway.

10 (b) The driver of a motor vehicle upon approaching a stationary  
11 United States postal service vehicle which is obviously and actually  
12 engaged in the delivery or collection of mail upon a highway, shall do  
13 either of the following:

14 (1) If the driver of the motor vehicle is traveling on a highway that  
15 consists of at least two lanes that carry traffic in the same direction of  
16 travel as that of the driver's motor vehicle, the driver shall proceed with  
17 due caution and, if possible and with due regard to the road, weather and  
18 traffic conditions, shall change lanes into a lane that is not adjacent to that  
19 of the stationary United States postal service vehicle; or

20 (2) if the driver is not traveling on a highway of a type described in  
21 paragraph (1), or if the driver is traveling on a highway of that type but it  
22 is not possible to change lanes or if to do so would be unsafe, the driver  
23 shall proceed with due caution, reduce the speed of the motor vehicle and  
24 maintain a safe speed for the road, weather and traffic conditions.

25 (c) From and after the effective date of this act and prior to July 1,  
26 2012, a law enforcement officer shall issue a warning citation to anyone  
27 violating the provisions of this section.

28 (d) This section shall not operate to relieve the driver of an United  
29 States postal service vehicle from the duty to drive with due regard for  
30 the safety of all persons using the highway.

31 (e) This section shall part of and supplemental to the uniform act  
32 regulating traffic on highways.

33 Sec. 2. K.S.A. 2010 Supp. 8-1520a is hereby amended to read as  
34 follows: 8-1520a. (a) The driver of a vehicle shall not overtake and pass  
35 another vehicle when approaching within 100 feet of:

(1) A stationary authorized emergency vehicle on a highway that

Proposed Amendment to HB 2171

Committee on Transportation

by Scott Wells, Assistant Revisor

Office of the Revisor of Statutes

House Transportation  
Date: 2-15-11  
Attachment # 8

consists of two lanes carrying traffic in opposite directions, when the authorized emergency vehicle is making use of visual signals meeting the requirements of K.S.A. 8-1720, and amendments thereto, or subsection (d) of K.S.A. 8-1722, and amendments thereto; or

(2) a stationary authorized vehicle which is obviously and actually engaged in work on a highway that consists of two lanes carrying traffic in opposite directions, when such vehicle displays flashing lights meeting the requirements of K.S.A. 8-1731, and amendments thereto; or

(3) a stationary United States postal service vehicle which is obviously and actually engaged in the delivery or collection of mail on a highway.

(b) From and after the effective date of this act, and prior to July 1, 20072012, a law enforcement officer shall issue a warning citation to anyone violating the provisions of paragraph (2)(3) of subsection (a).

(c) This section shall be part of and supplemental to the uniform act regulating traffic on highways.

Sec. 3. K.S.A. 2010 Supp. 8-2118 is hereby amended to read as follows: 8-2118. (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 by mail or in person and may be by personal check in any manner accepted by the court. The traffic citation shall not have been complied with if a check 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 which 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

1	Exceeding maximum speed limit; or speeding	8-1558	1-10 mph over
2	in zone posted by the state department	to	the limit, \$45
3	of transportation; or speeding in locally	8-1560	11-20 mph over
4	posted zone	8-1860a	the limit, \$45
5		8-1860b	plus \$6 per mph
6			over 10 mph over
7			the limit;
8			21-30 mph over
9			the limit, \$105
10			plus \$9 per mph
11			over 20 mph over
12			the limit;
13			31 and more mph
14			over the limit, \$195
15			plus \$15 per mph
16			over 30 mph over
17			the limit;
18	Disobeying traffic control device	8-1507	\$75
19	Violating traffic control signal	8-1508	\$75
20	Violating pedestrian control signal	8-1509	\$45
21	Violating flashing traffic signals	8-1510	\$75
22	Violating lane-control signal	8-1511	\$75
23	Unauthorized sign, signal, marking or device	8-1512	\$45
24	Driving on left side of roadway	8-1514	\$75
25	Failure to keep right to pass oncoming vehicle	8-1515	\$75
26	Improper passing; increasing speed when passed	8-1516	\$75
27	Improper passing on right	8-1517	\$75
28	Passing on left with insufficient clearance	8-1518	\$75
29	Driving on left side where curve, grade,		
30	intersection railroad crossing,		
31	or obstructed view	8-1519	\$75
32	Driving on left in no-passing zone	8-1520	\$75
33	Unlawful passing of stopped emergency vehicle	8-1520a	\$75
34	Driving wrong direction on one-way road	8-1521	\$75
35	Improper driving on laned roadway	8-1522	\$75
36	Following too close	8-1523	\$75
37	Improper crossover on divided highway	8-1524	\$45
38	Failure to yield right-of-way at uncontrolled intersection	8-1526	\$75
39	Failure to yield to approaching vehicle when turning left	8-1527	\$75
40	Failure to yield at stop or yield sign	8-1528	\$75
41	Failure to yield from private road or driveway	8-1529	\$75
42	Failure to yield to emergency vehicle	8-1530	\$195
43	Failure to yield to pedestrian or vehicle		
44	working on roadway	8-1531	\$105
45	Failure to comply with restrictions in road		
46	construction zone	8-1531a	\$45
47	<i>Failure to yield to United States postal</i>		
48	<i>service vehicle</i>	<i>section 1</i>	<i>\$50</i>
49	Disobeying pedestrian traffic control device	8-1532	\$45
50	Failure to yield to pedestrian in crosswalk;		
51	pedestrian suddenly entering roadway;		
52	passing vehicle stopped for pedestrian		
53	at crosswalk	8-1533	\$75
	Improper pedestrian crossing	8-1534	\$45



1	Failure to exercise due care in regard to pedestrian	8-1535	\$45
2	Improper pedestrian movement in crosswalk	8-1536	\$45
3	Improper use of roadway by pedestrian	8-1537	\$45
4	Soliciting ride or business on roadway	8-1538	\$45
5	Driving through safety zone	8-1539	\$45
6	Failure to yield to pedestrian on sidewalk	8-1540	\$45
7	Failure of pedestrian to yield to emergency vehicle	8-1541	\$45
8	Failure to yield to blind pedestrian	8-1542	\$45
9	Pedestrian disobeying bridge or railroad signal	8-1544	\$45
10	Improper turn or approach	8-1545	\$75
11	Improper "U" turn	8-1546	\$75
12	Unsafe starting of stopped vehicle	8-1547	\$45
13	Unsafe turning or stopping, failure to give		
14	proper signal; using turn signal unlawfully	8-1548	\$75
15	Improper method of giving notice of intention to turn	8-1549	\$45
16	Improper hand signal	8-1550	\$45
17	Failure to stop or obey railroad crossing signal	8-1551	\$195
18	Failure to stop at railroad crossing stop sign	8-1552	\$135
19	Certain hazardous vehicles failure to stop		
20	at railroad crossing	8-1553	\$195
21	Improper moving of heavy equipment		
22	at railroad crossing	8-1554	\$75
23	Vehicle emerging from alley, private roadway,		
24	building or driveway	8-1555	\$75
25	Improper passing of school bus; improper		
26	use of school bus signals	8-1556	\$315
27	Improper passing of church or day-care bus;		
28	improper use of signals	8-1556a	\$195
29	Impeding normal traffic by slow speed	8-1561	\$45
30	Speeding on motor-driven cycle	8-1562	\$75
31	Speeding in certain vehicles or on posted bridge	8-1563	\$45
32	Improper stopping, standing or parking on roadway	8-1569	\$45
33	Parking, standing or stopping in prohibited area	8-1571	\$45
34	Improper parking	8-1572	\$45
35	Unattended vehicle	8-1573	\$45
36	Improper backing	8-1574	\$45
37	Driving on sidewalk	8-1575	\$45
38	Driving with view or driving mechanism obstructed	8-1576	\$45
39	Unsafe opening of vehicle door	8-1577	\$45
40	Riding in house trailer	8-1578	\$45
41	<i>Unlawful riding on vehicle</i>	8-1578a	\$75
42	Improper driving in defiles, canyons, or on grades	8-1579	\$45
43	Coasting	8-1580	\$45
44	Following fire apparatus too closely	8-1581	\$75
45	Driving over fire hose	8-1582	\$45
46	Putting glass, etc., on highway	8-1583	\$105
47	Driving into intersection, crosswalk,		
48	or crossing without sufficient space on other side	8-1584	\$45
49	Improper operation of snowmobile on highway	8-1585	\$45
50	Parental responsibility of child riding bicycle	8-1586	\$45
51	Not riding on bicycle seat; too many persons		
52	on bicycle	8-1588	\$45
53	Clinging to other vehicle	8-1589	\$45
	Improper riding of bicycle on roadway	8-1590	\$45

1	Carrying articles on bicycle; one hand on handlebars	8-1591	\$45
2	Improper bicycle lamps, brakes or reflectors	8-1592	\$45
3	Improper operation of motorcycle; seats; passengers,		
4	bundles	8-1594	\$45
5	Improper operation of motorcycle on laned roadway	8-1595	\$75
6	Motorcycle clinging to other vehicle	8-1596	\$45
7	Improper motorcycle handlebars or passenger equipment	8-1597	\$75
8	Motorcycle helmet and eye-protection requirements	8-1598	\$45
9	<del>Unlawful riding on vehicle</del>	<del>8-1578a</del>	<del>\$75</del>
10	Unlawful operation of all-terrain vehicle	8-15,100	\$75
11	Unlawful operation of low-speed vehicle	8-15,101	\$75
12	Littering	8-15,102	\$115
13	Disobeying school crossing guard	8-15,103	\$75
14	Unlawful operation of micro utility truck	8-15,106	\$75
15	Failure to remove vehicles in accidents	8-15,107	\$75
16	Unlawful operation of golf cart	8-15,108	\$75
17	Unlawful operation of work-site utility vehicle	8-15,109	\$75
18	<i>Unlawful display of license plate</i>	<i>8-15,110</i>	<i>\$60</i>
19	<i>Unlawful text messaging</i>	<i>8-15,111</i>	<i>\$60</i>
20	Equipment offenses that are not misdemeanors	8-1701	\$75
21	Driving without lights when needed	8-1703	\$45
22	Defective headlamps	8-1705	\$45
23	Defective tail lamps	8-1706	\$45
24	Defective reflector	8-1707	\$45
25	Improper stop lamp or turn signal	8-1708	\$45
26	Improper lighting equipment on certain vehicles	8-1710	\$45
27	Improper lamp color on certain vehicles	8-1711	\$45
28	Improper mounting of reflectors and lamps on		
29	certain vehicles	8-1712	\$45
30	Improper visibility of reflectors and lamps on		
31	certain vehicles	8-1713	\$45
32	No lamp or flag on projecting load	8-1715	\$75
33	Improper lamps on parked vehicle	8-1716	\$45
34	Improper lights, lamps, reflectors and emblems on		
35	farm tractors or slow-moving vehicles	8-1717	\$45
36	Improper lamps and equipment on implements		
37	of husbandry, road machinery or animal-drawn		
38	vehicles	8-1718	\$45
39	Unlawful use of spot, fog, or auxiliary lamp	8-1719	\$45
40	Improper lamps or lights on emergency vehicle	8-1720	\$45
41	Improper stop or turn signal	8-1721	\$45
42	Improper vehicular hazard warning lamp	8-1722	\$45
43	Unauthorized additional lighting equipment	8-1723	\$45
44	Improper multiple-beam lights	8-1724	\$45
45	Failure to dim headlights	8-1725	\$75
46	Improper single-beam headlights	8-1726	\$45
47	Improper speed with alternate lighting	8-1727	\$45
48	Improper number of driving lamps	8-1728	\$45
49	Unauthorized lights and signals	8-1729	\$45
50	Improper school bus lighting equipment and warning		
51	devices	8-1730	\$45
52	Unauthorized lights and devices on church or		
53	day-care bus	8-1730a	\$45
	Improper lights on highway construction or		

\$75

\$75

1	maintenance vehicles	8-1731	\$45
2	Defective brakes	8-1734	\$45
3	Defective or improper use of horn or warning device	8-1738	\$45
4	Defective muffler	8-1739	\$45
5	Defective mirror	8-1740	\$45
6	Defective wipers; obstructed windshield or windows	8-1741	\$45
7	Improper tires	8-1742	\$45
8	Improper flares or warning devices	8-1744	\$45
9	Improper use of vehicular hazard warning lamps		
10	and devices	8-1745	\$45
11	Improper air-conditioning equipment	8-1747	\$45
12	Improper safety belt or shoulder harness	8-1749	\$45
13	Improper wide-based single tires	8-1742b	\$75
14	Improper compression release engine braking system	8-1761	\$75
15	Defective motorcycle headlamp	8-1801	\$45
16	Defective motorcycle tail lamp	8-1802	\$45
17	Defective motorcycle reflector	8-1803	\$45
18	Defective motorcycle stop lamps and turn signals	8-1804	\$45
19	Defective multiple-beam lighting	8-1805	\$45
20	Improper road-lighting equipment on motor-driven cycles	8-1806	\$45
21	Defective motorcycle or motor-driven cycle brakes	8-1807	\$45
22	Improper performance ability of brakes	8-1808	\$45
23	Operating motorcycle with disapproved braking system	8-1809	\$45
24	Defective horn, muffler, mirrors or tires	8-1810	\$45
25	Unlawful statehouse parking	75-4510a	\$30
26	Exceeding gross weight of vehicle or combination	8-1909 Pounds Overweight	
27		up to 1000.....	\$40
28		1001 to 2000.....	3¢
29		per pound	
30		2001 to 5000.....	5¢
31		per pound	
32		5001 to 7500.....	7¢
33		per pound	
34		7501 and over...10¢	
35		per pound	
36	Exceeding gross weight on any axle or		
37	tandem, triple or quad axles	8-1908 Pounds Overweight	
38		up to 1000.....	\$40
39		1001 to 2000.....	3¢
40		per pound	
41		2001 to 5000.....	5¢
42		per pound	
43		5001 to 7500.....	7¢
44		per pound	
45		7501 and over...10¢	
46		per pound	
47	Failure to obtain proper registration, clearance		
48	or to have current certification	66-1324	\$287
49	Insufficient liability insurance for motor carriers	66-1,128 or 66-1314	\$137
50	Failure to obtain interstate motor fuel tax		
51	authorization	79-34,122	\$137
52	No authority as private or common carrier	66-1,111	\$137
53	Violation of motor carrier safety rules and	66-1,129	\$115
	regulations, except for violations specified		

1 in subsection (b)(2) of K.S.A. 66-1,130,  
2 and amendments thereto

3 (d) Traffic offenses classified as traffic infractions by this section  
4 shall be classified as ordinance traffic infractions by those cities adopting  
5 ordinances prohibiting the same offenses. A schedule of fines for all  
6 ordinance traffic infractions shall be established by the municipal judge in  
7 the manner prescribed by K.S.A. 12-4305, and amendments thereto. Such  
8 fines may vary from those contained in the uniform fine schedule  
9 contained in subsection (c).

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

16 (f) For a second violation of K.S.A. 8-1908 or 8-1909, and  
17 amendments thereto, within two years after a prior conviction of K.S.A.  
18 8-1908 or 8-1909, and amendments thereto, such person, upon conviction  
19 shall be fined 1 ½ times the applicable amount from one, but not both, of  
20 the schedules listed in the uniform fine schedule contained in subsection  
21 (c). For a third violation of K.S.A. 8-1908 or 8-1909, and amendments  
22 thereto, within two years, after two prior convictions of K.S.A. 8-1908 or  
23 8-1909, and amendments thereto, such person, upon conviction shall be  
24 fined two times the applicable amount from one, but not both, of the  
25 schedules listed in the uniform fine schedule contained in subsection (c).  
26 For a fourth and each succeeding violation of K.S.A. 8-1908 or 8-1909,  
27 and amendments thereto, within two years after three prior convictions of  
28 K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon  
29 conviction shall be fined 2 ½ times the applicable amount from one, but  
30 not both, of the schedules listed in the uniform fine schedule contained in  
31 subsection (c).

32 (g) Fines listed in the uniform fine schedule contained in subsection  
33 (c) relating to exceeding the maximum speed limit, shall be doubled if a  
34 person is convicted of exceeding the maximum speed limit in a school  
35 zone authorized under subsection (a)(4) of K.S.A. 8-1560, and  
36 amendments thereto.

37 Sec. 4. K.S.A. 2010 Supp. 8-1520a, 8-2118 and 8-2118b are hereby  
38 repealed.

39 Sec. 5. This act shall take effect and be in force from and after its  
40 publication in the statute book.