

SESSION OF 2007

**SUPPLEMENTAL NOTE ON SENATE BILL NO. 52**

As Amended by House Committee on  
Judiciary

**Brief\***

SB 52, as amended, would clarify that a violation for speeding not more than 10 miles per hour in excess of the maximum speed limit would not be reported by the Division of Motor Vehicles (DMV).

In addition, a violation of a speed of 30 miles per hour up to 54 miles per hour, by not more than 6 miles per hour would not be a moving traffic violation.

**Background**

The proponent of the bill was Alice Adams, Clerk of the Geary County District Court and representative of the Kansas Association of District Court Clerks and Administrators. She testified that current law makes speeding not more than 10 miles per hour in excess of the maximum speed limit a confidential violation which is not reportable to insurance companies. District court clerks were experiencing difficulty in deciding whether to release a record or not when a ticket had two violations, one which is confidential and one which is not. The bill is intended to alleviate this dilemma by clarifying that the violation would not be reported by the DMV.

There was no testimony in opposition to the bill.

Marcy Ralston, Chief of the Driver Control Bureau, provided neutral testimony on the bill.

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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 <http://www.kslegislature.org>

The Committee amended the bill by inserting language that convictions of speeding not more than 10 miles per hour in excess of the maximum speed limit shall not be reported by DMV.

The House Committee amended the bill by inserting the provision regarding the 30 to 54 mile per hour speed range.

The fiscal note from the Division of Budget states, according to the DMV, that the passage of the bill would have a fiscal impact. However, the Chairperson of the Committee received notification from the DMV that the original fiscal note was based upon a misinterpretation of the bill and that the bill would have no affect on their administration. Therefore, the passage of the bill would have no fiscal impact.