

KANSAS OFFICE *of*
REVISOR *of* STATUTES

LEGISLATURE *of* THE STATE *of* KANSAS
Legislative Attorneys transforming ideas into legislation.

300 SW TENTH AVENUE ■ SUITE 24-E ■ TOPEKA, KS 66612 ■ (785) 296-2321

MEMORANDUM

To: Senate Committee on Judiciary
From: Office of Revisor of Statutes
Date: February 13, 2023
Subject: Bill Brief for SB 2

Senate Bill 2 authorizes certain individuals with revoked driver's licenses to be eligible for restricted driving privileges.

The bill amends K.S.A. 8-2110, the statute in the uniform act regulating traffic on highways related to failure to comply with a traffic citation. A violation of this section is a misdemeanor and when a person fails to comply and does not appear in court or pay all fines, court costs and penalties, the court notifies the division of vehicles to suspend the person's driving privileges. The bill adds a new subsection (b)(2)(B) to provide that a person whose driving privileges have been revoked solely for driving a motor vehicle when such person's license was canceled, suspended or revoked for failure to comply with a traffic citation may apply for restricted driving privileges. A person will not qualify for the restricted driving privileges if such person has been convicted for driving with a cancelled, suspended or revoked license more than three times. The division of vehicles is instructed to rescind the restricted driving privileges if the person is found guilty of another violation that results in a suspension, revocation or cancellation.

The Senate Committee on Transportation held a hearing on the bill on January 24, 2023, and recommended the bill be passed as amended on February 2. The bill was withdrawn from the Senate Calendar and referred to this Committee on the same day. The proposed amendments add a provision to subsection (b)(2)(B) to provide that restricted driving privileges approved pursuant to this subparagraph shall remain in effect, unless otherwise rescinded, for the lesser of time of either: (1) The remainder of the period of time that such person's driving privileges are revoked; or (2) three years from the date when the restricted driving privileges were approved.