

## 2020 Kansas Statutes

**8-2118. Uniform fine schedule for traffic infraction violations; payment by mail with plea, when; full payment required; ordinance traffic infractions; doubling of fine in road construction zone and school zone; escalating fines for unlawful passing of a school bus. [See Revisor's Note]**

(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 in any manner accepted by the court. The traffic citation shall not have been complied with if 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 |
|---|--|------|
| Unsafe speed for prevailing conditions  | 8-1557   | \$75 |
| Exceeding maximum speed limit; or speeding in zone posted by the state department of transportation; or speeding in locally posted zone | 8-1558 1-10 mph over the limit; \$45<br>8-1560 11-20 mph over the limit, \$45 plus \$6<br>8-1560b per mph over 10 mph over the limit;<br>21-30 mph over the limit, \$105 plus \$9 per mph over 20 mph over the limit;<br>31 and more mph over the limit, \$195 plus \$15 per mph over 30 mph over the limit; |      |
| Disobeying traffic control device   | 8-1507   | \$75 |
| Violating traffic control signal  | 8-1508   | \$75 |
| Violating pedestrian control signal   | 8-1509   | \$45 |
| Violating flashing traffic signals  | 8-1510   | \$75 |
| Violating lane-control signal   | 8-1511   | \$75 |
| Unauthorized sign, marking or device  | 8-1512   | \$45 |
| Driving on left side of roadway   | 8-1514   | \$75 |
| Failure to keep right to pass oncoming vehicle  | 8-1515   | \$75 |
| Improper passing; increasing speed when passed  | 8-1516   | \$75 |
| Improper passing on right   | 8-1517   | \$75 |

|  |         |       |
|--|---------|-------|
| Passing on left with insufficient clearance  | 8-1518  | \$75  |
| Driving on left side where curve, grade, intersection railroad crossing, or obstructed view  | 8-1519  | \$75  |
| Driving on left in no-passing zone   | 8-1520  | \$75  |
| Unlawful passing of stopped emergency vehicle  | 8-1520a | \$75  |
| Driving wrong direction on one-way road  | 8-1521  | \$75  |
| Improper driving on laned roadway  | 8-1522  | \$75  |
| Following too close  | 8-1523  | \$75  |
| Improper crossover on divided highway  | 8-1524  | \$45  |
| Failure to yield right-of-way at uncontrolled intersection   | 8-1526  | \$75  |
| Failure to yield to approaching vehicle when turning left  | 8-1527  | \$75  |
| Failure to yield at stop or yield sign   | 8-1528  | \$75  |
| Failure to yield from private road or driveway   | 8-1529  | \$75  |
| Failure to yield to emergency vehicle  | 8-1530  | \$195 |
| Failure to yield to pedestrian or vehicle working on roadway   | 8-1531  | \$105 |
| Failure to comply with restrictions in road construction zone  | 8-1531a | \$45  |
| Disobeying pedestrian traffic control device   | 8-1532  | \$45  |
| Failure to yield to pedestrian in crosswalk; pedestrian suddenly entering roadway; passing vehicle stopped for pedestrian at crosswalk | 8-1533  | \$75  |
| Improper pedestrian crossing   | 8-1534  | \$45  |
| Failure to exercise due care in regard to pedestrian   | 8-1535  | \$45  |
| Improper pedestrian movement in crosswalk  | 8-1536  | \$45  |
| Improper use of roadway by pedestrian  | 8-1537  | \$45  |
| Soliciting ride or business on roadway   | 8-1538  | \$45  |
| Driving through safety zone  | 8-1539  | \$45  |
| Failure to yield to pedestrian on sidewalk   | 8-1540  | \$45  |
| Failure of pedestrian to yield to emergency vehicle  | 8-1541  | \$45  |
| Failure to yield to blind pedestrian   | 8-1542  | \$45  |
| Pedestrian disobeying bridge or railroad signal  | 8-1544  | \$45  |
| Improper turn or approach  | 8-1545  | \$75  |
| Improper "U" turn  | 8-1546  | \$75  |
| Unsafe starting of stopped vehicle   | 8-1547  | \$45  |
| Unsafe turning or stopping, failure to give proper signal; using turn signal unlawfully  | 8-1548  | \$75  |
| Improper method of giving  | 8-1549  | \$45  |

notice of intention to turn  
 Improper hand signal 8-1550 \$45  
 Failure to stop or obey 8-1551 \$195  
   road crossing signal  
 Failure to stop at railroad 8-1552 \$135  
   crossing stop sign  
 Certain hazardous vehicles 8-1553 \$195  
   failure to stop at railroad crossing  
 Improper moving of heavy 8-1554 \$75  
   equipment at railroad crossing  
 Vehicle emerging from alley, 8-1555 \$75  
   private roadway, building or driveway  
 Improper passing of school 8-1556 \$315  
   bus; improper use of school bus signals  
 Improper passing of church 8-1556a \$195  
   or day-care bus; improper use of signals  
 Impeding normal traffic 8-1561 \$45  
   by slow speed  
 Speeding on motor-driven 8-1562 \$75  
   cycle  
 Speeding in certain vehicles 8-1563 \$45  
   or on posted bridge  
 Improper stopping, standing 8-1569 \$45  
   or parking on roadway  
 Parking, standing or stopping 8-1571 \$45  
   in prohibited area  
 Improper parking 8-1572 \$45  
 Unattended vehicle 8-1573 \$45  
 Improper backing 8-1574 \$45  
 Driving on sidewalk 8-1575 \$45  
 Driving with view or driving 8-1576 \$45  
   mechanism obstructed  
 Unsafe opening of vehicle 8-1577 \$45  
   door  
 Riding in house trailer 8-1578 \$45  
 Unlawful riding on vehicle 8-1578a \$75  
 Improper driving in defiles, 8-1579 \$45  
   canyons, or on grades  
 Coasting 8-1580 \$45  
 Following fire apparatus too 8-1581 \$75  
   closely  
 Driving over fire hose 8-1582 \$45  
 Putting glass, etc., on high- 8-1583 \$105  
   way  
 Driving into intersection, 8-1584 \$45  
   crosswalk, or crossing without sufficient space on other side  
 Improper operation of snow- 8-1585 \$45  
   mobile on highway  
 Parental responsibility of 8-1586 \$45  
   child riding bicycle  
 Not riding on bicycle seat; 8-1588 \$45  
   too many persons on bicycle  
 Clinging to other vehicle 8-1589 \$45  
 Improper riding of bicycle on 8-1590 \$45  
   roadway  
 Carrying articles on bicycle; 8-1591 \$45  
   one hand on handlebars  
 Improper bicycle lamps, 8-1592 \$45  
   brakes or reflectors  
 Improper operation of mo- 8-1594 \$45

motorcycle; seats; passengers, bundles  
 Improper operation of motor cycle on laned roadway 8-1595 \$75  
 Motorcycle clinging to other vehicle 8-1596 \$45  
 Improper motorcycle handlebars or passenger equipment 8-1597 \$75  
 Motorcycle helmet and eye-protection requirements 8-1598 \$45  
 Unlawful operation of all-terrain vehicle 8-15,100 \$75  
 Unlawful operation of low-speed vehicle 8-15,101 \$75  
 Littering 8-15,102 \$115  
 Disobeying school crossing guard 8-15,103 \$75  
 Unlawful operation of micro utility truck 8-15,106 \$75  
 Failure to remove vehicles in accidents 8-15,107 \$75  
 Unlawful operation of golf cart 8-15,108 \$75  
 Unlawful operation of work-site utility vehicle 8-15,109 \$75  
 Unlawful display of license plate 8-15,110 \$60  
 Unlawful text messaging 8-15,111 \$60  
 Unlawful passing of a waste collection vehicle 8-15,112 \$45  
 Equipment offenses that are not misdemeanors 8-1701 \$75  
 Driving without lights when needed 8-1703 \$45  
 Defective headlamps 8-1705 \$45  
 Defective tail lamps 8-1706 \$45  
 Defective reflector 8-1707 \$45  
 Improper stop lamp or turn signal 8-1708 \$45  
 Improper lighting equipment on certain vehicles 8-1710 \$45  
 Improper lamp color on certain vehicles 8-1711 \$45  
 Improper mounting of reflectors and lamps on certain vehicles 8-1712 \$45  
 Improper visibility of reflectors and lamps on certain vehicles 8-1713 \$45  
 No lamp or flag on projecting load 8-1715 \$75  
 Improper lamps on parked vehicle 8-1716 \$45  
 Improper lights, lamps, reflectors and emblems on farm tractors or slow-moving vehicles 8-1717 \$45  
 Improper lamps and equipment on implements of husbandry, road machinery or animal-drawn vehicles 8-1718 \$45  
 Unlawful use of spot, fog, or auxiliary lamp 8-1719 \$45  
 Improper lamps or lights on emergency vehicle 8-1720 \$45  
 Improper stop or turn signal 8-1721 \$45  
 Improper vehicular hazard 8-1722 \$45

warning lamp  
Unauthorized additional 8-1723 \$45  
lighting equipment  
Improper multiple-beam lights 8-1724 \$45  
Failure to dim headlights 8-1725 \$75  
Improper single-beam head- 8-1726 \$45  
lights  
Improper speed with alter- 8-1727 \$45  
nate lighting  
Improper number of driving 8-1728 \$45  
lamps  
Unauthorized lights and sig- 8-1729 \$45  
nals  
Improper school bus lighting 8-1730 \$45  
equipment and warning devices  
Unauthorized lights and de- 8-1730a \$45  
vices on church or day- care bus  
Improper lights on highway 8-1731 \$45  
construction or maintenance vehicles  
Defective brakes 8-1734 \$45  
Defective or improper use of 8-1738 \$45  
horn or warning device  
Defective muffler 8-1739 \$45  
Defective mirror 8-1740 \$45  
Defective wipers; obstructed 8-1741 \$45  
windshield or windows  
Improper tires 8-1742 \$45  
Improper flares or warning 8-1744 \$45  
devices  
Improper use of vehicular 8-1745 \$45  
hazard warning lamps and devices  
Improper air-conditioning 8-1747 \$45  
equipment  
Improper safety belt or 8-1749 \$45  
shoulder harness  
Improper wide-based single 8-1742b \$75  
tires  
Improper compression re- 8-1761 \$75  
lease engine braking sys- tem  
Defective motorcycle head- 8-1801 \$45  
lamp  
Defective motorcycle tail 8-1802 \$45  
lamp  
Defective motorcycle reflec- 8-1803 \$45  
tor  
Defective motorcycle stop 8-1804 \$45  
lamps and turn signals  
Defective multiple-beam 8-1805 \$45  
lighting  
Improper road-lighting equip- 8-1806 \$45  
ment on motor-driven cy- cles  
Defective motorcycle or mo- 8-1807 \$45  
tor-driven cycle brakes  
Improper performance abil- 8-1808 \$45  
ity of brakes  
Operating motorcycle with 8-1809 \$45  
disapproved braking sys- tem  
Defective horn, muffler, mir- 8-1810 \$45  
rors or tires  
Unlawful statehouse parking 75-4510a \$30

Exceeding gross weight of 8-1909 Pounds Overweight  
vehicle or combination up to 1000 \$40  
1001 to 2000 3¢  
per pound  
2001 to 5000 5¢  
per pound  
5001 to 7500 7¢  
per pound  
7501 and over 10¢  
per pound

Exceeding gross weight on 8-1908 Pounds Overweight  
any axle or tandem, up to 1000 \$40  
triple or quad axles 1001 to 2000 3¢  
per pound  
2001 to 5000 5¢  
per pound  
5001 to 7500 7¢  
per pound  
7501 and over 10¢  
per pound

Failure to obtain proper re- 66-1324 \$287  
gistration, clearance or to have current cer- tification

Insufficient liability insur- 66-1,128 \$137  
ance for motor carriers or 66-1314

Failure to obtain interstate 79-34,122 \$137  
motor fuel tax author- ization

No authority as private or 66-1,111 \$137  
common carrier

Violation of motor carrier 66-1,129 \$115  
safety rules and regula- tions, except for viola- tions specified in K.S.A. 66-1,130(b)  
(2), and amendments thereto

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

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

(f) For a second violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years after a prior conviction of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined 1½ times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c). For a third violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years, after two prior convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined two times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c). For a fourth and each succeeding violation of K.S.A. 8-1908 or 8-1909, and amendments thereto, within two years after three prior convictions of K.S.A. 8-1908 or 8-1909, and amendments thereto, such person, upon conviction shall be fined 2½ times the applicable amount from one, but not both, of the schedules listed in the uniform fine schedule contained in subsection (c).

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

(h) For a second violation of K.S.A. 8-1556, and amendments thereto, within five

years after a prior conviction of K.S.A. 8-1556, and amendments thereto, such person, upon conviction, shall be fined \$750 for the second violation. For a third and each succeeding violation of K.S.A. 8-1556, and amendments thereto, within five years after two prior convictions of K.S.A. 8-1556, and amendments thereto, such person, upon conviction, shall be fined \$1,000 for the third and each succeeding violation.

**History:** L. 1984, ch. 39, § 1; L. 1986, ch. 40, § 6; L. 1986, ch. 84, § 2; L. 1986, ch. 41, § 2; L. 1987, ch. 48, § 4; L. 1992, ch. 317, § 6; L. 1993, ch. 125, § 2; L. 1994, ch. 220, § 10; L. 1995, ch. 42, § 1; L. 1996, ch. 15, § 9; L. 1996, ch. 220, § 8; L. 1997, ch. 133, § 5; L. 2000, ch. 179, § 24; L. 2001, ch. 184, § 1; L. 2004, ch. 114, § 5; L. 2004, ch. 163, § 2; L. 2006, ch. 133, § 3; L. 2007, ch. 140, § 9; L. 2008, ch. 167, § 8; L. 2009, ch. 6, § 4; L. 2009, ch. 119, § 8; L. 2010, ch. 145, § 1; L. 2011, ch. 91, § 4; L. 2018, ch. 72, § 2; L. 2019, ch. 13, § 3; Apr. 18.

Revisor's Note:

Section was amended twice in the 2019 session, see also 8-2118c.