

SESSION OF 2023

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2146

As Amended by House Committee on
Transportation

Brief*

HB 2146, as amended, would increase penalties in the uniform fine schedule for speeding by 31 or more miles per hour (mph) over the posted speed limit and for impeding traffic by driving at a slow speed.

The bill would change the fine for a first offense from \$195 plus \$15 for each mph over 30 mph over the speed limit to \$250 plus \$10 for each mph over 30 mph over the speed limit. The bill would add increasing penalties for subsequent offenses. For a second offense within 5 years, the fine would be \$375 plus \$12 for each mph over 30 mph over the speed limit. For a third or subsequent offense within 5 years, the fine would be \$500 plus \$15 for each mph over 30 mph over the speed limit.

The bill also would require the Division of Vehicles, Department of Revenue, to suspend a person's driving privileges for 30 days upon a third or subsequent conviction within 5 years of a previous conviction for operating a vehicle more than 30 mph over the speed limit.

The bill would increase the fine for impeding traffic by driving at a slow speed from \$45 to \$100.

*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>

Background

The bill was introduced by the House Committee on Transportation at the request of a representative of the Kansas Highway Patrol (KHP).

House Committee on Transportation

In the House Committee hearing, **proponent** testimony was provided by representatives of the KHP; Department of Transportation; and Kansas Association of Chiefs of Police, Kansas Peace Officers Association, and Kansas Sheriffs Association. The proponents testified that speeding violations in excess of 30 mph over the speed limit have increased significantly, and the bill would save lives by creating a greater deterrent to such violations.

There was no other testimony.

The House Committee amended the bill to:

- Clarify the proposed fine amounts;
- Decrease the proposed fines;
- Require the Division of Vehicles, Department of Revenue, to suspend a person's driving privileges in the circumstances described above; and
- Increase the penalty for impeding normal traffic by slow speed.

Fiscal Information

According to the fiscal note prepared by the Division of the Budget on the bill, as introduced, the Office of Judicial Administration states enactment of the bill would not have a fiscal effect on the Judicial Branch. The Department of Transportation indicates enactment of the bill could increase

finer, of which a percentage is directed to the agency's Traffic Records Enhancement Fund and the Seat Belt Safety Fund, by an undetermined amount. Any fiscal effect associated with enactment of the bill is not reflected in *The FY 2024 Governor's Budget Report*.

Speeding; traffic violation; traffic infraction; fine