

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. (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

Refusal to submit to a preliminary breath test	8-1012	\$105
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 8-1560 8-1560a 8-1560b	1-10 mph over the limit, \$45 11-20 mph over the limit, \$45 plus \$6 per mph over 10 mph over the limit; 21-30 mph over the limit, \$105 plus \$9 per mph over 20 mph over the limit; 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, signal, 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 8-1532 \$45
 control device
 Failure to yield to pedestrian 8-1533 \$75
 in crosswalk; pedestrian suddenly entering road- way; passing vehicle stopped for pedestrian at crosswalk
 Improper pedestrian crossing 8-1534 \$45
 Failure to exercise due care in 8-1535 \$45
 regard to pedestrian
 Improper pedestrian move- 8-1536 \$45
 ment in crosswalk
 Improper use of roadway by 8-1537 \$45
 pedestrian
 Soliciting ride or business 8-1538 \$45
 on roadway
 Driving through safety zone 8-1539 \$45
 Failure to yield to pedestrian 8-1540 \$45
 on sidewalk
 Failure of pedestrian to yield 8-1541 \$45
 to emergency vehicle
 Failure to yield to blind pe- 8-1542 \$45
 destrian
 Pedestrian disobeying bridge 8-1544 \$45
 or railroad signal
 Improper turn or approach 8-1545 \$75
 Improper "U" turn 8-1546 \$75
 Unsafe starting of stopped 8-1547 \$45
 vehicle
 Unsafe turning or stopping, 8-1548 \$75
 failure to give proper sig-
 nal; using turn signal un- lawfully
 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
 torcycle; seats; passen- gers, bundles
 Improper operation of mo- 8-1595 \$75
 torcycle on laned road way
 Motorcycle clinging to other 8-1596 \$45
 vehicle
 Improper motorcycle handle- 8-1597 \$75
 bars or passenger equipment
 Motorcycle helmet and eye- 8-1598 \$45
 protection requirements
 Unlawful operation of all-ter- 8-15,100 \$75
 rain vehicle
 Unlawful operation of 8-15,101 \$75
 low-speed vehicle
 Littering 8-15,102 \$115
 Disobeying school crossing 8-15,103 \$75
 guard
 Unlawful operation of micro 8-15,106 \$75
 utility truck
 Failure to remove vehicles in 8-15,107 \$75
 accidents
 Unlawful operation of golf 8-15,108 \$75
 cart
 Unlawful operation of work- 8-15,109 \$75
 site utility vehicle
 Unlawful display of license 8-15,110 \$60
 plate
 Unlawful text messaging 8-15,111 \$60
 Equipment offenses that are 8-1701 \$75
 not misdemeanors
 Driving without lights when 8-1703 \$45
 needed
 Defective headlamps 8-1705 \$45
 Defective tail lamps 8-1706 \$45
 Defective reflector 8-1707 \$45
 Improper stop lamp or turn 8-1708 \$45
 signal
 Improper lighting equipment 8-1710 \$45
 on certain vehicles
 Improper lamp color on cer- 8-1711 \$45
 tain vehicles
 Improper mounting of re- 8-1712 \$45
 flectors and lamps on cer- tain vehicles
 Improper visibility of reflec- 8-1713 \$45
 tors and lamps on certain vehicles
 No lamp or flag on projecting 8-1715 \$75
 load
 Improper lamps on parked 8-1716 \$45
 vehicle
 Improper lights, lamps, re- 8-1717 \$45
 flectors and emblems on farm tractors or slow- moving vehicles
 Improper lamps and equip- 8-1718 \$45
 ment on implements of husbandry, road machin- ery or animal-drawn ve- hicles
 Unlawful use of spot, fog, or 8-1719 \$45
 auxiliary lamp
 Improper lamps or lights on 8-1720 \$45
 emergency vehicle
 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 windshield or windows	8-1741	\$45
Improper tires	8-1742	\$45
Improper flares or warning devices	8-1744	\$45
Improper use of vehicular hazard warning lamps and devices	8-1745	\$45
Improper air-conditioning equipment	8-1747	\$45
Improper safety belt or shoulder harness	8-1749	\$45
Improper wide-based single tires	8-1742b	\$75
Improper compression release engine braking system	8-1761	\$75
Defective motorcycle headlamp	8-1801	\$45
Defective motorcycle tail lamp	8-1802	\$45
Defective motorcycle reflector	8-1803	\$45
Defective motorcycle stop lamps and turn signals	8-1804	\$45
Defective multiple-beam lighting	8-1805	\$45
Improper road-lighting equipment on motor-driven cycles	8-1806	\$45
Defective motorcycle or motor-driven cycle brakes	8-1807	\$45
Improper performance ability of brakes	8-1808	\$45
Operating motorcycle with disapproved braking system	8-1809	\$45
Defective horn, muffler, mirrors or tires	8-1810	\$45
Unlawful statehouse parking	75-4510a	\$30
Exceeding gross weight of vehicle or combination	8-1909	Pounds Overweight
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 any axle or tandem, triple or quad axles	8-1908	Pounds Overweight
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 registration, clearance or to have current certification	66-1324	\$287
Insufficient liability insurance for motor carriers	66-1,128 or 66-1314	\$137
Failure to obtain interstate motor fuel tax authorization	79-34,122	\$137
No authority as private or common carrier	66-1,111	\$137
Violation of motor carrier safety rules and regulations, except for violations specified in subsection (b)(2) of K.S.A. 66-1,130, and amendments thereto	66-1,129	\$115

(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 subsection (a)(4) of K.S.A. 8-1560, and amendments thereto.

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; July 1.

Revisor's Note:

Section was amended twice in the 2006 session, see also 8-2118a.

Section was amended twice in the 2010 session, see also 8-2118b.