

SENATE BILL No. 119

By Senator Betts

1-18

9 AN ACT concerning traffic infractions; authorizing dismissal of certain
10 traffic infractions and ordinance traffic infractions.

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12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. (a) Notwithstanding any provision of law to the contrary,
14 anyone who served in active service since September 11, 2001, in any
15 armed service of the United States of America, and any member of the
16 Kansas army or air national guard in active federal service who is or was
17 in the active military service of the United States of America in an armed
18 conflict in Iraq or Afghanistan who has been charged with violation of a
19 traffic infraction, as defined by K.S.A. 21-3105, and amendments thereto,
20 or an ordinance traffic infraction, as defined in K.S.A. 12-4113, and
21 amendments thereto, which is pending after the effective date of this act
22 shall be eligible to have one pending traffic infraction dismissed on motion
23 of such active service member upon submission of proof of service in the
24 armed forces as prescribed by this subsection to the court. Court costs
25 shall be waived upon dismissal if only one traffic infraction is charged.

26 (b) The dismissal authorized by subsection (a) shall not apply to traffic
27 infractions or ordinance traffic infractions in which the judge makes a
28 finding that such infraction occurred in the course of the driver's
29 employment.

30 Sec. 2. This act shall take effect and be in force from and after its
31 publication in the statute book.