

**SENATE BILL No. 342**

By Committee on Transportation

1-26

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1 AN ACT concerning traffic regulation; designating certain highway  
2 segments as safety corridors; establishing the traffic safety corridor  
3 fund; amending K.S.A. 2011 Supp. 8-2118 and 74-7336 and repealing  
4 the existing sections.  
5

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

7 New Section 1. Sections 1 through 4, and amendments thereto, shall  
8 be known and may be cited as the safety corridor act.

9 New Sec. 2. As used in the safety corridor act:

10 (a) “Department” means the department of transportation.

11 (b) “Secretary” means the secretary of transportation.

12 (c) “Executive safety council” means a group of representatives  
13 appointed by the secretary who are charged with developing and  
14 maintaining the strategic highway safety plan. Representatives may be  
15 appointed from the Kansas department of transportation, Kansas  
16 department of revenue, Kansas department of health and environment, the  
17 Kansas legislature, transportation safety academia, transportation safety  
18 businesses, law enforcement, or local governments.

19 (d) “Safety corridor” means a segment of highway designated by the  
20 secretary of transportation pursuant to the provisions of this act identified  
21 by posted or moving signs as being a safety corridor. The corridor starts at  
22 the first sign identifying the corridor and continues until a posted or  
23 moving sign indicates that the corridor has ended.

24 New Sec. 3. (a) The secretary of transportation is hereby authorized  
25 and empowered to establish and administer a safety corridor program.

26 (b) The secretary shall establish criteria and designate safety corridors  
27 at the recommendation of the executive safety council. The following  
28 criteria shall be used in determining designation as a safety corridor, which  
29 shall include, but not be limited to:

30 (1) Accident rates and accident fatality rates, which account for the  
31 number of crashes;

32 (2) number of crashes resulting in serious injury or death; and

33 (3) traffic volumes.

34 (c) The secretary shall use the same criteria on all highways in  
35 determining whether a highway segment shall be designated as a safety  
36 corridor.

1 (d) The secretary shall have authority to designate highway safety  
2 corridors on highways that are designated as interstate, United States or  
3 state highways.

4 (e) The secretary shall not designate a safety corridor on an interstate,  
5 United States or state highway within the corporate limits of any city  
6 unless the governing body of such city has passed a resolution supporting  
7 the designation of a safety corridor by the secretary. If the governing body  
8 of such city passes a resolution revoking its support for the designation of  
9 a safety corridor within its corporate limits, upon notification to the  
10 secretary that such resolution has passed, the secretary shall remove the  
11 safety corridor designation from such highway that is within the corporate  
12 limits of the city. All signage regarding its designation as a safety corridor  
13 shall be removed from the highway. However, failure to remove the  
14 signage shall not affect the status of the highway that is no longer a  
15 designated safety corridor and increased fines cannot be assessed for  
16 moving violations that occur within the sign marked area.

17 (f) The secretary shall establish guidelines to evaluate whether a  
18 highway segment designated as a safety corridor continues to meet  
19 established criteria. If the secretary determines the criteria no longer  
20 applies to the segment, the designation shall be revoked, the signage shall  
21 be removed and the segment shall cease to be a safety corridor.

22 (g) Annually, prior to the 10<sup>th</sup> day of each regular session of the  
23 legislature, the secretary shall report to the house committee on  
24 transportation and senate committee on transportation concerning  
25 implementation and operation of the program authorized by this section.

26 New Sec. 4. (a) There is hereby created in the state treasury the safety  
27 corridor fund to be administered by the secretary of transportation. All  
28 moneys credited to the safety corridor fund shall be used solely for  
29 programs within designated safety corridors, including appropriate  
30 signage, education, enforcement and such other purposes deemed  
31 appropriate by the secretary. All fines collected pursuant to subsection (h)  
32 of K.S.A. 8-2118, and amendments thereto, shall be remitted to the state  
33 treasurer in accordance with the provisions of K.S.A. 75-4215, and  
34 amendments thereto. The state treasurer shall credit all moneys received  
35 from fines pursuant to subsection (h) of K.S.A. 8-2118, and amendments  
36 thereto, in accordance with K.S.A. 74-7336, and amendments thereto.

37 (b) Each municipality or other governmental entity that enacts an  
38 ordinance or resolution that is substantially similar to subsection (h) of  
39 K.S.A. 8-2118, and amendments thereto, shall remit one half of the  
40 doubled fine that is collected as a result of the conviction of a moving  
41 violation in a safety corridor to the state treasurer in accordance with the  
42 provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of  
43 each such remittance, the state treasurer shall deposit the entire amount in

1 the state treasury to the credit of the safety corridor fund.

2 Sec. 5. K.S.A. 2011 Supp. 8-2118 is hereby amended to read as  
 3 follows: 8-2118. (a) A person charged with a traffic infraction shall, except  
 4 as provided in subsection (b), appear at the place and time specified in the  
 5 notice to appear. If the person enters an appearance, waives right to trial,  
 6 pleads guilty or no contest, the fine shall be no greater than that specified  
 7 in the uniform fine schedule in subsection (c) and court costs shall be  
 8 taxed as provided by law.

9 (b) Prior to the time specified in the notice to appear, a person  
 10 charged with a traffic infraction may enter a written appearance, waive  
 11 right to trial, plead guilty or no contest and pay the fine for the violation as  
 12 specified in the uniform fine schedule in subsection (c) and court costs  
 13 provided by law. Payment may be made in any manner accepted by the  
 14 court. The traffic citation shall not have been complied with if the payment  
 15 is not honored for any reason, or if the fine and court costs are not paid in  
 16 full. When a person charged with a traffic infraction makes payment  
 17 without executing a written waiver of right to trial and plea of guilty or no  
 18 contest, the payment shall be deemed such an appearance, waiver of right  
 19 to trial and plea of no contest.

20 (c) The following uniform fine schedule shall apply uniformly  
 21 throughout the state but shall not limit the fine which may be imposed  
 22 following a court appearance, except an appearance made for the purpose  
 23 of pleading and payment as permitted by subsection (a). The description of  
 24 offense contained in the following uniform fine schedule is for reference  
 25 only and is not a legal definition.

<i>Description of Offense</i>	<i>Statute</i>	<i>Fine</i>
26 Refusal to submit to a prelim- 27 inary breath test	8-1012	\$105
28 Unsafe speed for prevailing 29 conditions	8-1557	\$75
30 Exceeding maximum speed 31 limit; or speeding in zone 32 posted by the state depart- 33 ment of transportation; or 34 speeding in locally posted 35 zone	31 8-1558 32 to 33 8-1560 34 8-1560a 35 or 36 8-1560b	31 1-10 mph over the 32 limit, \$45 33 11-20 mph over the 34 limit, \$45 plus \$6 35 per mph over 10 36 mph over the limit; 37 21-30 mph over the 38 limit, \$105 plus \$9 39 per mph over 20 40 mph over the limit; 41 31 and more mph 42 over the limit, \$195 43 plus \$15 per mph

1			over 30 mph over
2			the limit;
3	Disobeying traffic control de-	8-1507	\$75
4	vice		
5	Violating traffic control signal	8-1508	\$75
6	Violating pedestrian control	8-1509	\$45
7	signal		
8	Violating flashing traffic sig-	8-1510	\$75
9	nals		
10	Violating lane-control signal	8-1511	\$75
11	Unauthorized sign, signal,	8-1512	\$45
12	marking or device		
13	Driving on left side of road-	8-1514	\$75
14	way		
15	Failure to keep right to pass	8-1515	\$75
16	oncoming vehicle		
17	Improper passing; increasing	8-1516	\$75
18	speed when passed		
19	Improper passing on right	8-1517	\$75
20	Passing on left with insuffi-	8-1518	\$75
21	cient clearance		
22	Driving on left side where	8-1519	\$75
23	curve, grade, intersec-		
24	tion railroad crossing, or		
25	obstructed view		
26	Driving on left in no-passing	8-1520	\$75
27	zone		
28	Unlawful passing of stopped	8-1520a	\$75
29	emergency vehicle		
30	Driving wrong direction on	8-1521	\$75
31	one-way road		
32	Improper driving on laned	8-1522	\$75
33	roadway		
34	Following too close	8-1523	\$75
35	Improper crossover on di-	8-1524	\$45
36	vided highway		
37	Failure to yield right-of-way	8-1526	\$75
38	at uncontrolled intersection		
39	Failure to yield to approach-	8-1527	\$75
40	ing vehicle when turning left		
41	Failure to yield at stop or	8-1528	\$75
42	yield sign		
43	Failure to yield from private	8-1529	\$75

1	road or driveway		
2	Failure to yield to emergency	8-1530	\$195
3	vehicle		
4	Failure to yield to pedestrian	8-1531	\$105
5	or vehicle working on		
6	roadway		
7	Failure to comply with re-	8-1531a	\$45
8	strictions in road con-		
9	struction zone		
10	Disobeying pedestrian traffic	8-1532	\$45
11	control device		
12	Failure to yield to pedestrian	8-1533	\$75
13	in crosswalk; pedestrian		
14	suddenly entering road-		
15	way; passing vehicle		
16	stopped for pedestrian at		
17	crosswalk		
18	Improper pedestrian crossing	8-1534	\$45
19	Failure to exercise due care in	8-1535	\$45
20	regard to pedestrian		
21	Improper pedestrian move-	8-1536	\$45
22	ment in crosswalk		
23	Improper use of roadway by	8-1537	\$45
24	pedestrian		
25	Soliciting ride or business	8-1538	\$45
26	on roadway		
27	Driving through safety zone	8-1539	\$45
28	Failure to yield to pedestrian	8-1540	\$45
29	on sidewalk		
30	Failure of pedestrian to yield	8-1541	\$45
31	to emergency vehicle		
32	Failure to yield to blind pe-	8-1542	\$45
33	destrian		
34	Pedestrian disobeying bridge	8-1544	\$45
35	or railroad signal		
36	Improper turn or approach	8-1545	\$75
37	Improper "U" turn	8-1546	\$75
38	Unsafe starting of stopped	8-1547	\$45
39	vehicle		
40	Unsafe turning or stopping,	8-1548	\$75
41	failure to give proper sig-		
42	nal; using turn signal un-		
43	lawfully		

1	Improper method of giving	8-1549	\$45
2	notice of intention to turn		
3	Improper hand signal	8-1550	\$45
4	Failure to stop or obey	8-1551	\$195
5	road crossing signal		
6	Failure to stop at railroad	8-1552	\$135
7	crossing stop sign		
8	Certain hazardous vehicles	8-1553	\$195
9	failure to stop at railroad		
10	crossing		
11	Improper moving of heavy	8-1554	\$75
12	equipment at railroad		
13	crossing		
14	Vehicle emerging from alley,	8-1555	\$75
15	private roadway, building		
16	or driveway		
17	Improper passing of school	8-1556	\$315
18	bus; improper use of		
19	school bus signals		
20	Improper passing of church	8-1556a	\$195
21	or day-care bus; improper		
22	use of signals		
23	Impeding normal traffic	8-1561	\$45
24	by slow speed		
25	Speeding on motor-driven	8-1562	\$75
26	cycle		
27	Speeding in certain vehicles	8-1563	\$45
28	or on posted bridge		
29	Improper stopping, standing	8-1569	\$45
30	or parking on roadway		
31	Parking, standing or stopping	8-1571	\$45
32	in prohibited area		
33	Improper parking	8-1572	\$45
34	Unattended vehicle	8-1573	\$45
35	Improper backing	8-1574	\$45
36	Driving on sidewalk	8-1575	\$45
37	Driving with view or driving	8-1576	\$45
38	mechanism obstructed		
39	Unsafe opening of vehicle	8-1577	\$45
40	door		
41	Riding in house trailer	8-1578	\$45
42	Unlawful riding on vehicle	8-1578a	\$75
43	Improper driving in defiles,	8-1579	\$45

1	canyons, or on grades		
2	Coasting	8-1580	\$45
3	Following fire apparatus too	8-1581	\$75
4	closely		
5	Driving over fire hose	8-1582	\$45
6	Putting glass, etc., on high-	8-1583	\$105
7	way		
8	Driving into intersection,	8-1584	\$45
9	crosswalk, or crossing		
10	without sufficient space		
11	on other side		
12	Improper operation of snow-	8-1585	\$45
13	mobile on highway		
14	Parental responsibility of	8-1586	\$45
15	child riding bicycle		
16	Not riding on bicycle seat;	8-1588	\$45
17	too many persons on bicycle		
18	Clinging to other vehicle	8-1589	\$45
19	Improper riding of bicycle on	8-1590	\$45
20	roadway		
21	Carrying articles on bicycle;	8-1591	\$45
22	one hand on handlebars		
23	Improper bicycle lamps,	8-1592	\$45
24	brakes or reflectors		
25	Improper operation of mo-	8-1594	\$45
26	torcycle; seats; passen-		
27	gers, bundles		
28	Improper operation of mo-	8-1595	\$75
29	torcycle on laned road		
30	way		
31	Motorcycle clinging to other	8-1596	\$45
32	vehicle		
33	Improper motorcycle handle-	8-1597	\$75
34	bars or passenger		
35	equipment		
36	Motorcycle helmet and eye-	8-1598	\$45
37	protection requirements		
38	Unlawful operation of all-ter-	8-15,100	\$75
39	rain vehicle		
40	Unlawful operation of	8-15,101	\$75
41	low-speed vehicle		
42	Littering	8-15,102	\$115
43	Disobeying school crossing	8-15,103	\$75

1	guard		
2	Unlawful operation of micro	8-15,106	\$75
3	utility truck		
4	Failure to remove vehicles in	8-15,107	\$75
5	accidents		
6	Unlawful operation of golf	8-15,108	\$75
7	cart		
8	Unlawful operation of work-	8-15,109	\$75
9	site utility vehicle		
10	Unlawful display of license	8-15,110	\$60
11	plate		
12	Unlawful text messaging	8-15,111	\$60
13	Equipment offenses that are	8-1701	\$75
14	not misdemeanors		
15	Driving without lights when	8-1703	\$45
16	needed		
17	Defective headlamps	8-1705	\$45
18	Defective tail lamps	8-1706	\$45
19	Defective reflector	8-1707	\$45
20	Improper stop lamp or turn	8-1708	\$45
21	signal		
22	Improper lighting equipment	8-1710	\$45
23	on certain vehicles		
24	Improper lamp color on cer-	8-1711	\$45
25	tain vehicles		
26	Improper mounting of re-	8-1712	\$45
27	flectors and lamps on cer-		
28	tain vehicles		
29	Improper visibility of reflec-	8-1713	\$45
30	tors and lamps on certain		
31	vehicles		
32	No lamp or flag on projecting	8-1715	\$75
33	load		
34	Improper lamps on parked	8-1716	\$45
35	vehicle		
36	Improper lights, lamps, re-	8-1717	\$45
37	flectors and emblems on		
38	farm tractors or slow-		
39	moving vehicles		
40	Improper lamps and equip-	8-1718	\$45
41	ment on implements of		
42	husbandry, road machin-		
43	ery or animal-drawn ve-		



1	hicles		
2	Unlawful use of spot, fog, or	8-1719	\$45
3	auxiliary lamp		
4	Improper lamps or lights on	8-1720	\$45
5	emergency vehicle		
6	Improper stop or turn signal	8-1721	\$45
7	Improper vehicular hazard	8-1722	\$45
8	warning lamp		
9	Unauthorized additional	8-1723	\$45
10	lighting equipment		
11	Improper multiple-beam lights	8-1724	\$45
12	Failure to dim headlights	8-1725	\$75
13	Improper single-beam head-	8-1726	\$45
14	lights		
15	Improper speed with alter-	8-1727	\$45
16	nate lighting		
17	Improper number of driving	8-1728	\$45
18	lamps		
19	Unauthorized lights and sig-	8-1729	\$45
20	nals		
21	Improper school bus lighting	8-1730	\$45
22	equipment and warning		
23	devices		
24	Unauthorized lights and de-	8-1730a	\$45
25	vices on church or day-		
26	care bus		
27	Improper lights on highway	8-1731	\$45
28	construction or maintenance		
29	vehicles		
30	Defective brakes	8-1734	\$45
31	Defective or improper use of	8-1738	\$45
32	horn or warning device		
33	Defective muffler	8-1739	\$45
34	Defective mirror	8-1740	\$45
35	Defective wipers; obstructed	8-1741	\$45
36	windshield or windows		
37	Improper tires	8-1742	\$45
38	Improper flares or warning	8-1744	\$45
39	devices		
40	Improper use of vehicular	8-1745	\$45
41	hazard warning lamps		
42	and devices		
43	Improper air-conditioning	8-1747	\$45

1	equipment		
2	Improper safety belt or	8-1749	\$45
3	shoulder harness		
4	Improper wide-based single	8-1742b	\$75
5	tires		
6	Improper compression re-	8-1761	\$75
7	lease engine braking sys-		
8	tem		
9	Defective motorcycle head-	8-1801	\$45
10	lamp		
11	Defective motorcycle tail	8-1802	\$45
12	lamp		
13	Defective motorcycle reflec-	8-1803	\$45
14	tor		
15	Defective motorcycle stop	8-1804	\$45
16	lamps and turn signals		
17	Defective multiple-beam	8-1805	\$45
18	lighting		
19	Improper road-lighting equip-	8-1806	\$45
20	ment on motor-driven cy-		
21	cles		
22	Defective motorcycle or mo-	8-1807	\$45
23	tor-driven cycle brakes		
24	Improper performance abil-	8-1808	\$45
25	ity of brakes		
26	Operating motorcycle with	8-1809	\$45
27	disapproved braking sys-		
28	tem		
29	Defective horn, muffler, mir-	8-1810	\$45
30	rors or tires		
31	Unlawful statehouse parking	75-4510a	\$30
32	Exceeding gross weight of	8-1909	Pounds Overweight
33	vehicle or combination		up to 1000..... \$40
34			1001 to 2000..... 3¢
35			per pound
36			2001 to 5000..... 5¢
37			per pound
38			5001 to 7500..... 7¢
39			per pound
40			7501 and over.... 10¢
41			per pound
42	Exceeding gross weight on any	8-1908	Pounds Overweight
43	axle or tandem, triple or		up to 1000..... \$40

1	quad axles		1001 to 2000..... 3¢
2			per pound
3			2001 to 5000..... 5¢
4			per pound
5			5001 to 7500..... 7¢
6			per pound
7			7501 and over.... 10¢
8			per pound
9	Failure to obtain proper registration,	66-1324	\$287
10	clearance or to have current		
11	certification		
12	Insufficient liability insurance for	66-1,128	\$137
13	motor carriers	or 66-1314	
14	Failure to obtain interstate motor fuel	79-34,122	\$137
15	tax authorization		
16	No authority as private or common	66-1,111	\$137
17	carrier		
18	Violation of motor carrier safety rules	66-1,129	\$115
19	and regulations, except for		
20	violations specified in subsection		
21	(b)(2) of K.S.A. 66-1,130, and		
22	amendments thereto		

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

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

36 (f) For a second violation of K.S.A. 8-1908 or 8-1909, and  
 37 amendments thereto, within two years after a prior conviction of K.S.A. 8-  
 38 1908 or 8-1909, and amendments thereto, such person, upon conviction  
 39 shall be fined 1½ times the applicable amount from one, but not both, of  
 40 the schedules listed in the uniform fine schedule contained in subsection  
 41 (c). For a third violation of K.S.A. 8-1908 or 8-1909, and amendments  
 42 thereto, within two years, after two prior convictions of K.S.A. 8-1908 or  
 43 8-1909, and amendments thereto, such person, upon conviction shall be

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

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

14 (h) *Fines listed in the uniform fine schedule contained in subsection*  
 15 *(c) shall be doubled if a person is convicted of a traffic infraction, which is*  
 16 *defined as a moving violation in accordance with rules and regulations*  
 17 *adopted pursuant to K.S.A. 8-249, and amendments thereto, committed*  
 18 *within any safety corridor designated pursuant to section 3, and*  
 19 *amendments thereto.*

20 Sec. 6. K.S.A. 2011 Supp. 74-7336 is hereby amended to read as  
 21 follows: 74-7336. (a) Of the remittances of fines, penalties and forfeitures  
 22 received from clerks of the district court, at least monthly, the state  
 23 treasurer shall credit:

- 24 (1) 10.94% to the crime victims compensation fund;
- 25 (2) 2.24% to the crime victims assistance fund;
- 26 (3) 2.75% to the community alcoholism and intoxication programs  
 27 fund;
- 28 (4) 7.65% to the department of corrections alcohol and drug abuse  
 29 treatment fund;
- 30 (5) 0.16% to the boating fee fund;
- 31 (6) 0.11% to the children's advocacy center fund;
- 32 (7) 2.28% to the EMS revolving fund;
- 33 (8) 2.28% to the trauma fund;
- 34 (9) 2.28% to the traffic records enhancement fund;
- 35 (10) 2.91% to the criminal justice information system line fund; ~~and~~
- 36 (11) 0.9% to the safety corridor fund; and
- 37 ~~(11)~~(12) the remainder of the remittances to the state general fund.

38 (b) The county treasurer shall deposit grant moneys as provided in  
 39 subsection (a), from the crime victims assistance fund, to the credit of a  
 40 special fund created for use by the county or district attorney in  
 41 establishing and maintaining programs to aid witnesses and victims of  
 42 crime.

43 Sec. 7. K.S.A. 2011 Supp. 8-2118 and 74-7336 are hereby repealed.

1       Sec. 8. This act shall take effect and be in force from and after its  
2       publication in the statute book.