

**HOUSE BILL No. 2665**

By Committee on Corrections and Juvenile Justice

Requested by Jason Watkins on behalf of Jill Ward

2-1

1 AN ACT concerning motor vehicles; relating to violations of the uniform  
2 act regulating traffic on highways; increasing criminal penalties for a  
3 driver who leaves the scene of a vehicular accident when the accident  
4 results in the death of any person or more than one person, if the driver  
5 knew or reasonably should have known that such accident resulted in  
6 injury or death; amending K.S.A. 8-1602 and repealing the existing  
7 section.  
8

9 ***{WHEREAS, The amendments made to K.S.A. 8-1602 by this act***  
10 ***shall be known as Levi's law.***

11 ***Now, therefore:}***

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

13 Section 1. K.S.A. 8-1602 is hereby amended to read as follows: 8-  
14 1602. (a) The driver of any vehicle involved in an accident resulting in  
15 injury to, great bodily harm to or death of any person or damage to any  
16 attended vehicle or property shall immediately stop such vehicle at the  
17 scene of such accident, or as close thereto as possible, but shall then  
18 immediately return to and in every event shall remain at the scene of the  
19 accident until the driver has fulfilled the requirements of K.S.A. 8-1604,  
20 and amendments thereto.

21 (b) ~~A person who violates~~ *Violation of* subsection (a) when an accident  
22 results in:

23 (1) Total property damages of less than \$1,000 ~~shall be guilty of~~ *is a*  
24 misdemeanor and, upon conviction, shall be punished as provided in  
25 K.S.A. 8-2116, and amendments thereto.

26 (2) Injury to any person or total property damages ~~in excess of~~ \$1,000  
27 or more ~~shall be guilty of~~ *is a class A person misdemeanor.*

28 (3) Great bodily harm to any person ~~shall be guilty of~~ *is a severity*  
29 *level 8, person felony.*

30 (4) The death of any person ~~shall be guilty of~~ *is a severity level 6,*  
31 *person felony, except as provided in* ~~subsection (a)(5)~~ *subsections (b)(5)*  
32 *and (b)(6).*

33 (5) The death of any person, if the ~~person~~ *driver* knew or reasonably  
34 should have known that such accident resulted in injury or death, ~~shall be a~~  
35 ~~level 5~~ *is a severity level 4, person felony, except as provided in subsection*

1 (b)(6).

2 (6) *The death of more than one person, if the driver knew or*  
3 *reasonably should have known that such accident resulted in injury or*  
4 *death, is a severity level 3, person felony.*

5 (c) The director may revoke the license or permit to drive or any  
6 nonresident operating privilege of any person—~~so~~ *convicted of a violation*  
7 *of this section.*

8 (d) The driver shall comply with the provisions of K.S.A. 8-15,107,  
9 and amendments thereto.

10 Sec. 2. K.S.A. 8-1602 is hereby repealed.

11 Sec. 3. This act shall take effect and be in force from and after its  
12 publication in the statute book.