

**HOUSE BILL No. 2195**

By Committee on Transportation

2-2

1 AN ACT regulating traffic; concerning right-of-way violations; providing  
2 for increased penalties in certain cases.

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

5 Section 1. (a) Any person who is convicted of violating K.S.A. 8-  
6 1526, 8-1527, 8-1528, 8-1529 or 8-1531, and amendments thereto, and as  
7 a result of such violation was involved in a vehicle accident or collision,  
8 upon conviction, shall be guilty of an unclassified misdemeanor  
9 punishable by being required to take 16 hours of driver's education: and

10 (1) If the vehicle accident or collision results in bodily harm to  
11 another person, by a fine of not more than \$250;

12 (2) if the vehicle accident or collision results in great bodily harm to  
13 another person or disfigurement to another person, by a fine of not more  
14 than \$500; and

15 (3) if the vehicle accident or collision results in the death of another  
16 person, by:

17 (A) A fine of not more than \$1000; and

18 (B) being required to perform 200 hours of community service if such  
19 convicted person is also convicted of violating K.S.A. 8-1567 or 8-15,111,  
20 and amendments thereto.

21 (b) Convictions of violating K.S.A. 8-1526, 8-1527, 8-1528, 8-1529  
22 or 8-1531, and amendments thereto, which are punishable under this  
23 section shall be considered a moving violation for the purpose of K.S.A. 8-  
24 255, and amendments thereto. A person shall not be allowed to enter into a  
25 diversion agreement in lieu of further criminal proceedings that would  
26 prevent such person's conviction of violating K.S.A. 8-1526, 8-1527, 8-  
27 1528, 8-1529 or 8-1531, and amendments thereto, from appearing on the  
28 person's record if such violation resulted in a vehicle accident or collision  
29 that caused bodily harm, great bodily harm or disfigurement or death to  
30 another person.

31 (c) For the purpose of this section, "conviction" means a final  
32 conviction without regard to whether the sentence was suspended or  
33 probation granted after such conviction. Forfeiture of bail, bond or  
34 collateral deposited to secure a defendant's appearance in court, which  
35 forfeiture has not been vacated, shall be equivalent to a conviction.

36 Sec. 2. This act shall take effect and be in force from and after its

- 1 publication in the statute book.