



OFFICE OF THE CITY PROSECUTOR
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CITY OF SHAWNEE STANDARD TRAFFIC PLEA OFFERS AND AMENDMENT POLICIES

Please locate the associated charge from your ticket for the Prosecutor's Office standard plea offers and amendment policies. If your charge is not listed below AND not resolved prior to your court date, you should appear in court on your listed court date and time to discuss your options with the Prosecutor. PLEASE NOTE: the Prosecutor's Office does not offer diversion for traffic only offenses.

DISCLAIMER: Please note that all offers and amendments are at the discretion of the City Prosecutor, and all offers/policies are subject to change without notice. Nothing in this document should be considered a binding agreement from the City Prosecutor's Office.

- All drivers who are **under the age of 18** at the time of the ticket must appear in Court to discuss their case with the Prosecutor. If you are deemed potentially eligible to amend, all drivers who are under the age of 18 at the time of the ticket **must** complete traffic school prior to being eligible to amend. The City of Shawnee sends juvenile drivers to the City of Overland Park for this program. You may contact the City of Overland Park for information on their traffic school and to schedule your class at 12400 Foster Street, Overland Park, KS (913-327-6800). You may also choose to complete Alive at 25 or Johnny Rowlands Traffic School as an alternative option. If you have an agreement with the Prosecutor to resolve your case with an amendment, please bring any traffic school completion proof with you to Court or to the Court Clerk Windows at the time you are attempting to resolve your ticket. A parent or guardian must be present at all times.
- If you had a **Commercial Driver's License (CDL)** at the time of the ticket, there are no amendments or dismissals available.
- If you were ticketed with a moving violation in a **school** or **construction zone**, you are not eligible to amend the moving violation.
- Nothing in this document is intended to circumvent a Defendant's right to trial. You are entitled to a trial and are not obligated to accept a plea offer or amendment to any ticket.
- All amendment totals contained in this document may be higher if you have missed court dates, which may result in late fees, reinstatement fees, etc. You are obligated to pay both the amendment costs and all outstanding court costs upfront to be eligible for the amendment. You are responsible for contacting the Court Clerk to determine if your case has any outstanding court costs.
- If you pursue an offer or amendment, you are responsible for ensuring your case is resolved and closed. Nothing in this document is intended to alleviate your duty to appear in Court.

Speeding:

The City Prosecutor's Office will **not** amend any speeding ticket in which the Defendant was traveling more than 20 MPH over the speed limit (for example: 56 MPH in a 35 MPH zone is not eligible for an amendment).

For speeding tickets where the Defendant was travelling 20 or less MPH over the speed limit, the Defendant may amend the ticket to parking for double the fine listed on the ticket. This offer is only available if you have not had any other amendments with the City of Shawnee in the preceding 12 months from the date of the ticket. To resolve this outside of Court, you may appear at the Court Clerk's window Monday-Friday 8 a.m. – 4 p.m. BEFORE your court date to pay for the amendment and close your case. If you have not resolved the case before your assigned court date, you must appear in court.

All Defendants under the age of 18 must discuss amendments with the prosecutor and should plan to appear in court on the scheduled court date with a parent or guardian.

No Insurance:

- If you had insurance at the time of the stop but did not have proof of insurance in your vehicle: You may appear at the Court Clerk's window Monday-Friday 8 a.m. – 4 p.m. with proof of your insurance and/or call the Court Clerk at 913-742-6003 to discuss your eligibility for a dismissal of the charge.
- If you did not have insurance at the time of the stop: Provided you have not had a no insurance charge amended in the preceding five years or any other amendment with the City of Shawnee in the preceding 12 months from the date of the ticket, if you obtain insurance on the VEHICLE YOU WERE DRIVING at the time of the stop, the City Prosecutor will amend the charge from no insurance to parking for \$150 due upfront. This offer is only available once every five years. If you'd like to resolve this outside of court, you may appear at the Court Clerk's window Monday-Friday 8 am – 4 pm BEFORE your court date with proof of your new insurance and \$150 in full to amend this ticket outside of court. If you have not resolved the case before your assigned court date, you must appear in court.

Registration Violations:

If you were ticketed for an expired/suspended/switched registration and renew/resolve your registration, upon proof of the correct registration, the City Prosecutor will amend your ticket to a parking ticket for \$50. This offer is only available if you have not had any other amendments with the City of Shawnee in the preceding 12 months from the date of the ticket. To resolve this outside of Court, you may appear at the Court Clerk's window Monday-

Friday 8 am – 4 pm BEFORE your court date with proof of the updated registration and to pay for the amendment and close your case. If you have not resolved the case before your assigned court date, you must appear in court.

For any other registration violations, you should appear in Court to discuss your options with the City Prosecutor.

No Driver's License:

If you can obtain a driver's license, even one obtained after the traffic stop, the case will be dismissed once you provide proof of the driver's license to the Court Clerk BEFORE your court date or the Prosecutor in court on your court date.

If you cannot obtain a driver's license and have not had a prior amendment for no driver's license in Shawnee, you may amend your charge to No Driver's License in Possession for a fine of \$250 + \$23.50 in court costs, due upfront at the time of the amendment.

To resolve this outside of Court, you may appear at the Court Clerk's window Monday-Friday 8 am – 4 pm BEFORE your court date with either proof of your new driver's license for a dismissal or to request the No Driver's License in Possession amendment and pay for the amendment and close your case. If you have not resolved the case before your assigned court date, you must appear in court.

Car Accidents:

If you were involved in a car accident and seeking to amend your moving violation from that incident, you *may* be eligible to amend. To be considered for an amendment, you must obtain a letter from your insurance company (commonly called a "release of liability") indicating they have found you at fault for the accident and are accepting 100% of the liability for the other party's damages.

Accident tickets cannot be resolved outside of court as the Prosecutor must review the facts and circumstances of these cases as well as the insurance letter when determining eligibility for an amendment. You must appear in Court to discuss this with the Prosecutor if you are interested in pursuing an amendment for your charge. Consideration of an amendment will only occur if you have not had any other amendments with the City of Shawnee in the preceding 12 months from the date of the ticket.

If you are deemed eligible to amend, the Prosecutor's Office amends accident tickets to "Inattentive Driving" for double the fine listed on the fine section of the ticket + \$1 in court costs, due upfront at the time of the amendment.

*NOTE: If you were involved in a car accident that has “***injury***” marked on the ticket, you are not eligible for any offers or amendments unless told by the City Prosecutor that your case qualifies.*

Driving while Suspended:

If your suspension at the time of the stop was not related to alcohol and you are able to become reinstated, you are eligible to amend your Driving while Suspended to parking for \$150 due upfront. This offer requires that your license be reinstated or valid at the time of the amendment. Further, this offer is only available if you have not had any other amendments with the City of Shawnee in the preceding 12 months from the date of the ticket. In order to determine amendment eligibility, you must appear in court on the scheduled court date.

Moving Violations Not Involving a Car Accident:

You *may* be eligible to amend this to a parking ticket for double the fine listed on the ticket. Moving violations not involving car accidents may be subject to an amendment outside of your court date. To inquire, you may contact the Court Clerk at 913-742-6003 or appear at the Court Clerk window Monday-Friday, 8 a.m. – 4 p.m. Common charges that may be subject to amendment are stop/yield sign violations, traffic signal violations, or turn violations. Amendments are only available if you have not had any other amendments with the City of Shawnee in the preceding 12 months from the date of the ticket.

If the Court Clerk indicates your case cannot be resolved outside of court, you must appear in Court to discuss this with the Prosecutor. Consideration of an amendment will only occur if you have not had any other amendments with the City of Shawnee in the preceding 12 months from the date of the ticket. The Prosecutor’s Office will not entertain a parking ticket amendment for any charges involving reckless driving or a demonstrated public safety risk. If you are deemed eligible for an amendment, the amendment cost is double the fine listed on your ticket and due upfront at the time of the amendment.

“Fix-it” Tickets:

On any ticket that involves defects to headlamps, tail lamps, mirrors, tinting violations, installing a new Kansas license plate (if the officer makes a note on the ticket that once a Defendant corrects the issue the charge may be dismissed), or change of address, if you provide proof that a Shawnee Police Officer has verified that the issue is fixed, or proof that your address was corrected on KDOR (Kansas Department of Revenue) to the Court Clerk BEFORE your court date or the Prosecutor in court on your court date, the applicable charge may be dismissed. Any additional charges on the ticket will still need to be addressed.